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FO 2537988

17-Sergeant Oscar Martinez

18-Witness [redacted]

EXHIBITS

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B **Photographs and Video provided by Sergeant Joseph Bernas:**
- **Field Interviews of Witness [redacted] Witness [redacted] and [redacted]**
- **Watch Commander [redacted] Suspect Interview**
- **Scene 360-Degree Video and Photographs**
- **Deputy Injury Photographs**

C **Interview Photographs marked by Deputies [redacted] and Saavedra**

D **Suspect Pozos' Criminal History Report**

E **Suspect Pozos' Medical Documents provided by East Los Angeles Doctors Hospital**

F **Roll-Out Photographs and Video collected by IAB Investigators**
- **Suspect Interview**
- **Daytime Scene Photographs**

G **Cell Phone Camera Video from Witness [redacted]**

H **Call for Service Audio and Transcript, Radio Transmission Audio**

I **BWC Camera Footage from:**
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- **Deputies Abellano, Barragan, Butt, Cervantes, Herrera, and I. Martinez.**
- **Deputy Thompson's Medical Clearance of Suspect Pozos**

FO 2537988

MISCELLANEOUS DOCUMENTS

Los Angeles County Sheriff's Department Authorized Holster Bulletin, 2019-Update

Emails to Deputy [redacted] and Lieutenant Juan Sanchez, requesting Holster Information

Court Minute Order Records for Suspect Pozos for:
Preliminary Hearing, dated May 23, 2022
Bench Warrant Hearing June 14, 2022.

Incident History Report ##ELA21233-0174 for August 21, 2021.

Call History Report from Mobile Digital Document (MDD) System for [redacted] Simmons Avenue, ELA Station

Deputies [redacted] and Hector Saavedra (Unit 25/P) Unit History Report for August 21, 2021.

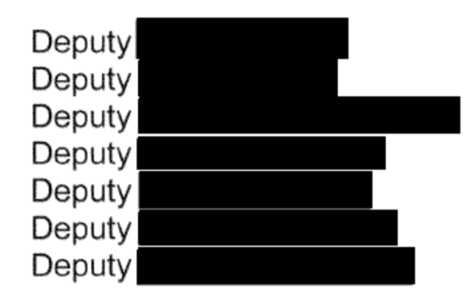
Deputy Daily Worksheets on August 21, 2021, of:

- Deputies [redacted] and Hector Saavedra (Unit [redacted]),
- Deputies [redacted] and [redacted] (Unit [redacted]),
- Deputies [redacted] and [redacted] (Unit [redacted]),
- Deputy [redacted] and Deputy Diego Barragan (Unit [redacted]),
- Deputy [redacted] (Unit [redacted]),
- Deputy [redacted] (Unit [redacted]),
- Deputy Aaron Abellano (Unit 27A/P),
- Deputy Manan Butt (Unit 20E1/P),
- Deputy Lawrence Cervantes (Unit 27/P)
- Deputy Israel Herrera (Unit 28T),
- Deputy Israel Martinez (Unit 28/P),
- Deputy Jospeh Bernas (Unit 22S/P),
- Deputy Oscar Martinez (Unit 20S/E).

East Los Angeles Station In-Services for:
PM Shift of August 21, 2021
EM Shift of August 22, 2021.

Email Correspondence between IAB investigator and Los Angeles County Deputy District Attorney Holden Wi

POST Training Records for:
Deputy [redacted]
Deputy Hector Saavedra,



Deputy [redacted]
Deputy [redacted]
Deputy [redacted]
Deputy [redacted]
Deputy [redacted]
Deputy [redacted]
Deputy [redacted]

Administrative Rights Force/Shooting Investigation Forms signed by:

Deputy [redacted] dated April 19, 2022,
Deputy Hector Saavedra, dated April 19, 2022,
Deputy [redacted] dated May 12, 2022,
Deputy [redacted] dated May 26, 2022,
Deputy [redacted] dated April 13, 2022,
Deputy [redacted] dated May 27, 2022,
Deputy [redacted] dated April 12, 2022,
Deputy [redacted] dated April 18, 2022,
Deputy [redacted] dated May 11, 2022,
Deputy Aaron Abellano, dated May 24, 2022,
Deputy Diego Barragan, dated May 24, 2022,
Deputy Manan Butt, dated April 12, 2022,
Deputy Lawrence Cervates, dated June 3, 2022,
Deputy Israel Herrera, dated May 27, 2022,
Deputy Israel Martinez, dated May 26, 2022,
Sergeant Joseph Bernas, dated June 6, 2022,
Sergeant Oscar Martinez, dated May 23, 2022.

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN	021-11277-0287-058
Date	08/21/2021
Time	2027 Hours
Location	[redacted] Simmons Avenue
City or Station	East Los Angeles
Bureau/Station/Facility	Central Patrol Division/East Los Angeles Station
Admin. Investigation	○ YES ◉ NO
Type of Force	Personal Weapons/Takedown/Control Holds/Resisted Handcuffing/Resisted Hobbling
Incident Category	○ 1 ○ 2 ◉ 3
Deputy Injury	◉ YES ○ NO
Suspect Injury	◉ YES ○ NO
	☒ Call ☐ Observation ☐ Detail ☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified	◉ YES ○ NO
Person Notified	Lt. Richard J. Cartmill
Emp	[redacted]
IAB Roll Out	◉ YES ○ NO

Involved Employee

E 1

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift
◉ M ○ F	H	510	180	[redacted]	[redacted] EM [redacted] Day [redacted] PM [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]
Individual Force Used: Pers. Weaps./Takedown/Control Holds/Resisted HC
○ Directed ○ Rescue ○ Medical Assist
Individual Category: ○ 1 ○ 2 ◉ 3
☒ Injured ☒ Treated ☐ Admitted Facility: Beverly Hospital
Coroner Case #:

E 2

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Saavedra	Hector	-	DSG

Sex	Race	Height	Weight	Age	Shift
◉ M ○ F	H	506	175	[redacted]	○ EM ○ Day ◉ PM ◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: East Los Angeles Station
Work Assignment (Unit #, Module, etc.): Unit 25
Individual Force Used: Personal Weapons/Takedown/Control Holds
○ Directed ○ Rescue ○ Medical Assist
Individual Category: ○ 1 ○ 2 ◉ 3
☒ Injured ☒ Treated ☐ Admitted Facility: Beverly Hospital
Coroner Case #:

E 3

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]		[redacted]

Sex	Race	Height	Weight	Age	Shift
◉ M ○ F	H	507	190	[redacted]	[redacted] EM [redacted] Day [redacted] PM [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]
Individual Force Used: Control Holds/Resisted HC
○ Directed ○ Rescue ○ Medical Assist
Individual Category: ◉ 1 ○ 2 ○ 3
☐ Injured ☐ Treated ☐ Admitted Facility: N/A
Coroner Case #:

On Duty Supervisor

☒ Additional Involved Employees

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Bernas	Joseph		SGT	YES ○ NO ◉	YES ◉ NO ○

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Cunningham	Jason	M.	SGT	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	Carter	John	L.	Lt.

[signature] 6/30/22

Watch Commander / Supervising Lieutenant's **Signature**: Date Copy Provided to Employee by: Emp #:

Unit Commander **(Print Name)** Unit Commander's **Signature**: Emp #: Date

DISCOVERY Use Only
FO#

☒ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

021 - 11277 - 0287 - 058

Involved Employee

E4

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift
(●) M ( ) F	H	509	170	[redacted]	[redacted] EM [redacted] Day [redacted] PM; [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]

Individual Force Used: Control Holds/Resisted Handcuffing
( ) Directed ( ) Rescue ( ) Medical Assist
Individual Category: (●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: N/A
Coroner Case #:

E5

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift
(●) M ( ) F	H	511	215	[redacted]	[redacted] EM [redacted] Day [redacted] PM; [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]

Individual Force Used: Control Holds
( ) Directed ( ) Rescue ( ) Medical Assist
Individual Category: (●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: N/A
Coroner Case #:

E6

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift
(●) M ( ) F	H	509	180	[redacted]	[redacted] EM [redacted] Day [redacted] PM; [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]

Individual Force Used: Control Holds
( ) Directed ( ) Rescue ( ) Medical Assist
Individual Category: (●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility:
Coroner Case #:

E7

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift
(●) M ( ) F	H	506	150	[redacted]	[redacted] EM [redacted] Day [redacted] PM; [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]

Individual Force Used: Control Holds, Resisted Hobbling
( ) Directed ( ) Rescue ( ) Medical Assist
Individual Category: (●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: N/A
Coroner Case #:

E8

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex	Race	Height	Weight	Age	Shift
(●) M ( ) F	H	28	509	[redacted]	[redacted] EM [redacted] Day [redacted] PM; [redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment: [redacted]
Work Assignment (Unit #, Module, etc.): [redacted]

Individual Force Used: Control Holds
( ) Directed ( ) Rescue ( ) Medical Assist
Individual Category: (●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: N/A
Coroner Case #:

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

0 2 1 - 1 1 2 7 7 - 0 2 8 7 - 0 5 8

Involved Employee

E 9

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	DSG

Sex:	Race:	Height:	Weight:	Age:	Shift:	
(●) M ( ) F	H	600	160	[redacted]	[redacted] EM [redacted] Day [redacted] PM	[redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
[redacted]	[redacted]

Individual Force Used:		Individual Category
Control Holds	( ) Directed ( ) Rescue ( ) Medical Assist	(●) 1 ( ) 2 ( ) 3
☐ Injured ☐ Treated ☐ Admitted Facility: N/A		Coroner Case #

E_

Employee #	Last Name	First Name	Middle I.	Rank

Sex:	Race:	Height:	Weight:	Age:	Shift:	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):

Individual Force Used:		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3
☐ Injured ☐ Treated ☐ Admitted Facility:		Coroner Case #

E_

Employee #	Last Name	First Name	Middle I.	Rank

Sex:	Race:	Height:	Weight:	Age:	Shift:	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):

Individual Force Used:		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3
☐ Injured ☐ Treated ☐ Admitted Facility:		Coroner Case #

E_

Employee #	Last Name	First Name	Middle I.	Rank

Sex:	Race:	Height:	Weight:	Age:	Shift:	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):

Individual Force Used:		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3
☐ Injured ☐ Treated ☐ Admitted Facility:		Coroner Case #

E_

Employee #	Last Name	First Name	Middle I.	Rank

Sex:	Race:	Height:	Weight:	Age:	Shift:	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):

Individual Force Used:		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3
☐ Injured ☐ Treated ☐ Admitted Facility:		Coroner Case #

Supervisor's Report on Use of Force
SUSPECT INFORMATION

0 2 1 - 1 1 2 7 7 - 0 2 8 7 - 0 5 8

Suspect Information

S 1

Last Name: Pozos | First Name: Jorge | Middle Name: Santiago | Armed? Select: Not Armed

AKA Last Name: Santiago-Pozos | First Name: Jorge | Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 35 | Height: 502 | Weight: 135 | D.O.B: 04/26/86 | Phone #1: ( ) H ( ) W ( ) C [redacted] | Phone #2: ( ) H ( ) W ( ) C [redacted]

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 6235113 | Primary Charge Code: 245 (C) PC | Secondary Charge Code: 664/148 (C) P | [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO | Name: Captain Escamilla | Unit: #22 | Phone #: 661-948-1180

Hospital Admission? ☐ | Rec'd Treatment At: ELA Doctor's Hospital | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Michael Malik, M.D. | Address: 4060 E. Whittier Boulevard, Los Angeles | Phone #: 323-268-5514

Under Influence: (●) YES ( ) NO | Substance: Other/Unknown | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 08/21/21 | Time: 2347 | ☐ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☒ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S_

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S_

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

0 2 1 - 1 1 2 7 7 - 0 2 8 7 - 0 5 8

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Abellano	Aaron	M.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 27A	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Barragan	Diego	-

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 20E2	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Butt	Manan	A.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 20E1	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	59	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	59	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	34	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

021 - 11277 - 0287 - 058

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Cervantes	Lawrence	A.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 27	( ) EM ( ) Day (●) PM	(●) Regular ( ) OT ( ) Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Herrera	Israel	Jr.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 20E1	( ) EM ( ) Day (●) PM	(●) Regular ( ) OT ( ) Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Martinez	Israel	-

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 28	( ) EM ( ) Day (●) PM	(●) Regular ( ) OT ( ) Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

021 - 11277 - 0287 - 058

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Bernas	Joseph	M.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles Station	Unit 22S	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Martinez	Oscar	A.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Sheriff's Information Bureau	Unit 20S	◉ EM ○ Day ○ PM	○ Regular ◉ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Supervisor's Report on Use of Force

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Pozos	S/1	[redacted]	E/1	UC		
Pozos	S/1	Saavedra	E/2	RS		
Pozos	S/1	[redacted]	E/1	PH	AB	FA
Pozos	S/1	[redacted]	E/1	PK	CO	HE
Pozos	S/1	Saavedra	E/2	PO	FR	HE
[redacted]	E/1	Pozos	S/1	CT	NN	HD
[redacted]	E/1	Pozos	S/1	PH	NN	CH
Saavedra	E/2	Pozos	S/1	CT	NN	HD
Saavedra	E/2	Pozos	S/1	CT	NN	CH
Saavedra	E/2	Pozos	S/1	TD	FR	FA
Saavedra	E/2	Pozos	S/1	PH	FR	FA
Saavedra	E/2	Pozos	S/1	PO	FR	FA
Saavedra	E/2	Pozos	S/1	PO	CP	BK
Saavedra	E/2	Pozos	S/1	CT	FR	FA
[redacted]	E/3	Pozos	S/1	CT	NN	HD
[redacted]	E/3	Pozos	S/1	CT	NN	BK
[redacted]	E/4	Pozos	S/1	RH	NN	WR
[redacted]	E/4	Pozos	S/1	CT	NN	BK
[redacted]	E/5	Pozos	S/1	CT	NN	LE
[redacted]	E/6	Pozos	S/1	CT	NN	LE
[redacted]	E/7	Pozos	S/1	HB	NN	AK
[redacted]	E/8	Pozos	S/1	CT	NN	SH
[redacted]	E/9	Pozos	S/1	CT	NN	SH

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **Category 3 Use of Force – Fractured Right Cheekbone**

IAB FILE NUMBER: **FO 2537988**

URN#: **021-11277-0287-058**

DATE/TIME: **August 21, 2021, 2030 Hours**

LOCATION: [redacted] **Simmons Avenue, East Los Angeles**

SYNOPSIS:

On August 24, 2021, an Internal Affairs Bureau (IAB) Force Rollout Team comprised of Lieutenant Richard Cartmill, #[redacted], Sergeant Jason Cunningham, #[redacted] and Sergeant Dennis Pogodayev, #[redacted] responded to East Los Angeles Station (ELA), regarding a Category-3 use of force, which occurred on August 21, 2021. IAB investigators learned ELA Deputies [redacted] #[redacted] Hector Saavedra #[redacted], [redacted], #[redacted], [redacted] #[redacted], [redacted] #[redacted], [redacted], #[redacted], [redacted] #[redacted] and [redacted], #[redacted] (Involved Employees) used force to place Suspect Jorge Pozos-Santiago (Suspect Pozos) under arrest during a call for service. Several deputies arrived on scene and witnessed the use of force. During the investigation IAB investigators learned force was used on the suspect's [redacted] Witness [redacted], and Deputy [redacted], #[redacted] also used force.

Following the arrest on August 21, 2021, Suspect Pozos was treated at East Los Angeles Doctor's Hospital, and was cleared for booking with no documented injuries. On August 24, 2021, Suspect Pozos was returned to East Los Angeles Doctor's Hospital where he was diagnosed with a fracture to his right zygomatic arch (cheekbone). The criminal arrest report, including associated use of force reports was documented under URN #021-11277-0287-058 **[Exhibit A]**.

SUMMARY:

On August 21, 2021, at approximately 1727 hours, ELA desk personnel received a call of a family disturbance and a violation of a court order report at [redacted] Simmons Avenue in the unincorporated area of East Los Angeles, incident number ELA21233-0174 **[Miscellaneous Documents]**. The routine call was assigned to Deputies [redacted] and Saavedra, Unit 25/P. At approximately, 2020 hours, Deputies [redacted] and Saavedra

arrived at the location after handling other priority calls for service and spoke with the informant, Witness [redacted] at the front yard gate of the residence. Witness [redacted] told the deputies her [redacted] Suspect Pozos, was sitting on the front porch of the residence in violation of a restraining order and refused to leave.

The deputies called Suspect Pozos over toward the gate and he complied. While at the gate, Deputies [redacted] and Saavedra each grabbed the suspect's wrists to detain him, and attempted to escort him to their patrol vehicle, which was parked in the street. Suspect Pozos immediately became resistive and pulled away from the deputies. Suspect Pozos broke free from the deputies and began to punch Deputy [redacted]. Deputies [redacted] and Saavedra used personal weapons, including punches, forearm strikes, knee strikes, a takedown, and control holds to gain control of Suspect Pozos and overcome his resistance.

Witness [redacted] Suspect Pozos' [redacted] attempted to intervene in the use of force and approached the deputies to pull Deputy Saavedra from Suspect Pozos. Deputy [redacted] told Witness [redacted] to back away and go back inside his property. Deputy [redacted] pulled Witness [redacted] away and he complied. Following the incident Witness [redacted] told Sergeant Joseph Bernas #[redacted] he was inadvertently elbowed in the face by one of the deputies while the deputy punched his [redacted]. Sergeant Bernas checked Witness [redacted] for any injury and offered him medical attention, which he refused **[EXHIBIT B-Witness Bernas UOF interviews- Witness [redacted] video interview].**

Deputy [redacted] requested the duplex patch over his handheld radio and broadcasted deputies were involved in a fight and their location. Deputies [redacted] and [redacted], Unit [redacted] Deputies [redacted] and [redacted] Unit [redacted] Deputy [redacted] Unit [redacted] Deputy [redacted] Unit [redacted] and Deputy [redacted] Unit [redacted] responded to the assistance request. They used force consisting of control holds, resisted handcuffing, and resisted hobbling to gain control over Suspect Pozos. A spit mask was placed over Suspect Pozos' head and face and the suspect was lifted and carried to a patrol vehicle and placed in a backseat.

Deputy Aaron Abellano, #[redacted] Unit 27A/P; Deputy Diego Barragan, #[redacted] Unit 20E2/P; Deputy Manan Butt, #[redacted] Unit 20E1/P; Deputy Lawrence Cervantes, [redacted] Unit 27/P; Deputy Israel Herrera, #[redacted] Unit 28T/P; and Deputy Israel Martinez #[redacted] Unit 28/P, responded to the scene to assist with scene security, the preservation and documentation of evidence, and the identification of witnesses. They provided information to IAB investigators concerning the use of force and the suspect's behavior.

The field sergeant, Sergeant Oscar Martinez, #[redacted] Unit 20S/E, and ELA Special Problems Team Sergeant, Sergeant Bernas arrived on scene, approximately 15 minutes later, after the suspect was placed in the patrol vehicle. Sergeant Bernas took control of the force investigation and Sergeant Oscar Martinez assisted Sergeant Bernas and translated witness statements during field interviews. Suspect Pozos'

[redacted] and [redacted] Witness [redacted] were identified as the only civilian witnesses.

Fire Department personnel were requested for Suspect Pozos and Deputies [redacted] and Saavedra, due to sustaining injuries from the altercation. Los Angeles County Fire personnel from Engine Company #22, under the direction of Fire Captain Escamilla, responded and treated Deputy [redacted] and Suspect Pozos in the field. Deputies [redacted] and Saavedra were transported to Beverly Hospital for evaluation and treatment. Suspect Pozos had visible injuries to his face at the time of his arrest. Following the incident, Suspect Pozos was transported by patrol vehicle to East Los Angeles Doctor's Hospital by Deputy [redacted] for a medical evaluation. Medical records indicated Suspect Pozos denied any complaint of pain. Suspect Pozos was transported to ELA station jail. Watch Commander [redacted], #[redacted] conducted an interview of Suspect Pozos inside the station jail. An IAB telephonic notification was made to IAB Lieutenant Cartmill, due to the suspect's facial injuries.

On August 24, 2021, Suspect Pozos was returned to East Los Angeles Doctor's Hospital for a second medical evaluation at the request of the ELA station jailer. Suspect Pozos was diagnosed with a facial fracture on the right side of his face. Lieutenant Cartmill and Sergeants Cunningham and Pogodayev responded to ELA Station to collect all relevant reports, photographs, and video recordings from Witness Bernas and initiated a use of force investigation.

INVOLVED EMPLOYEES AND WORK HISTORY

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History

Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. Deputy [redacted] had a "drop down style" tactical holster arrangement **[EXHIBIT C- Interview Photos-Deputy [redacted] Miscellaneous Documents-Authorized Holster Update 2019 Bulletin.**

IAB Note: During the IAB interview, Deputy [redacted] stated he couldn't recall the make or model of holster used during for incident

and stated it was a similar model to one he currently used, which he had purchased to accommodate a tactical light for his issued Berretta firearm. Deputy [redacted] did not provide the make or model to his currently used holster [Miscellaneous Documents, Emails to Deputy [redacted] and Lieutenant Juan Sanchez, # [redacted] requesting Holster Information].

The equipment worn on his duty belt included:

Beretta, 9mm, pistol
Magazine case containing two magazines.
Oleoresin Capsicum (OC) Spray
Expandable Baton
Two Handcuffs
Portable Radio
Tourniquet

Hector Saavedra, Deputy Sheriff, # [redacted]

Central Patrol Division – East Los Angeles Station

Work History

Date of Employment:	October 3, 2013
Date Assigned to East Los Angeles Station:	May 7, 2017
Date Completed Patrol Training:	[redacted]
Prior Category-3 Force Incident(s):	[redacted]
BWC Training:	[redacted]

Equipment Worn On Person

On August 21, 2021, Deputy Saavedra was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC **[EXHIBIT C- Interview Photos-Deputy Saavedra].** The equipment worn on his duty belt included:

Smith & Wesson, M&P 2.0, 9mm, pistol
Magazine case containing two magazines
Oleoresin Capsicum (OC) Spray
Expandable Baton
Two Handcuffs
Portable Radio
Utility Knife
Flashlight

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History



Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P, 2.0, 9mm, pistol
Two Magazines
Oleoresin Capsicum (OC) Spray
Expandable Baton
Two Handcuffs
Portable Radio

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History



Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P 2.0, 9mm, pistol
Magazine case
Oleoresin Capsicum (OC) Spray
Two Handcuffs
Tourniquet

Portable Radio

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History



Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P, 9mm, pistol
Magazines
Pepper Spray
Two Handcuffs
Baton
Radio
Taser and Taser Holster

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History



Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P 2.0, 9mm, pistol
Two magazines

Oleoresin Capsicum (OC) Spray
Two Handcuffs
Expandable Baton
Portable Radio

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History



Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P, 9mm, pistol
Three magazines
Oleoresin Capsicum (OC) Spray
Two Handcuffs
Portable Radio
Expandable Baton
Pocket Tactical Flashlight

[redacted] Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History



Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]

Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P 2.0, 9mm, pistol
Magazine case
Oleoresin Capsicum (OC) Spray
Expandable Baton
Tourniquet
Two Handcuffs
Portable Radio
Flashlight

[redacted], Deputy Sheriff, #[redacted]

Central Patrol Division – East Los Angeles Station

Work History

Date of Employment: [redacted]
Date Assigned to East Los Angeles Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Category-3 Force Incident(s): [redacted]
BWC Training: [redacted]



Equipment Worn On Person

On August 21, 2021, Deputy [redacted] was wearing his Class "A" uniform with a Sam Browne duty belt, and a BWC. The equipment worn on his duty belt included:

Smith & Wesson, M&P, 9mm, pistol
Two magazines
Oleoresin Capsicum (OC) Spray
Tourniquet
Two Handcuffs
Portable Radio

SUSPECT INFORMATION

Jorge Pozos-Santiago

Male, Hispanic, DOB: April 26, 1986, 5'02", 145 pounds.
[redacted]
CII #[redacted], MAIN #[redacted], FBI #[redacted]

The report from Consolidated Criminal History Reporting System (CCHRS) **[EXHIBIT D]** [redacted]

WITNESSES

The following persons were identified as potential witnesses to the events surrounding the use of force incident:

Sergeant Joseph Bernas
Sergeant Oscar Martinez
Deputy Aaron Abellano
Deputy Diego Barragan
Deputy Manan Butt
Deputy Lawrence Cervantes
Deputy Israel Herrera
Deputy Israel Martinez
[redacted]

SUSPECT POZOS' INJURIES

On August 21, 2021, Suspect Pozos was treated on scene by Los Angeles County Fire Engine #22, under the direction of Fire Captain Escamilla. Suspect Pozos was transported to East Los Angeles Doctors Hospital by patrol vehicle by Deputy [redacted]. Suspect Pozos was medically examined by Dr. Mohammad A. Rajper. Medical documentation indicated Suspect Pozos denied any injury or complaint of pain. Suspect Pozos was cleared for booking and was returned to ELA Station Jail.

On August 21, 2021, the ELA station jailer, Custody Assistant Salazar, #[redacted] reviewed the medical paperwork, and found it was incomplete. On August 24, 2021, Suspect Pozos was returned to East Los Angles Doctor's Hospital by patrol vehicle where he was medically evaluated by Dr. Michael Malik. Suspect Pozos complained of a headache, jaw pain, pain to his left shoulder and hip. Suspect Pozos was diagnosed as having a right zygomatic arch fracture and a left mandibular tooth fracture. The report indicated a mildly displaced fracture of the right zygomatic arch with soft tissue edema in the right face. The tooth fracture was described as "may not be trauma-related." Subject Pozos's Medical Report is included under **[EXHIBIT E]**.

IAB investigators reviewed Deputy Kevin Thompson's, #[redacted] supplemental report and BWC camera footage of Suspect Pozos' second medical evaluation. Deputy Thompson observed a half inch scabbed over abrasion over Suspect Pozos' right cheek and an eighth inch scab on the right side of his lower lip.

Following the medical evaluation, Dr. Malik told Suspect Pozos his right cheekbone had a minor fracture. Dr. Malik told Suspect Pozos he also had a fractured molar that appeared to be an old injury. Suspect Pozos told Dr. Malik the deputies "slammed his face against the floor" **[EXHIBIT I-Body Worn Camera Footage-Deputy Thompson.]**

On June 15, 2022, at 1420 hours, IAB Sergeant Cunningham interviewed Dr. Malik at East Los Angeles Doctor's Hospital. The interview was not recorded. Dr. Malik reviewed Suspect Pozos' medical record from his visit on August 24, 2021. Dr. Malik re-evaluated the suspect at the request of Sheriff's Department, and requested attention drawn to an injury to the suspect's face. Dr. Malik stated the evaluation that occurred on August 21, 2021, was not thorough. Dr. Malik described Suspect Pozos' facial injury as a mild fracture of the cheekbone and said a strike to the face is usually the cause for the injury. During his evaluation he ruled out any serious injury or hemorrhaging in the head. Dr. Malik would not say if the injury was consistent with a punch or elbow strike, or from a takedown onto the sidewalk. Dr. Malik evaluated Suspect Pozos' other complaints of pain to his head, left shoulder, chest, and left hip with imaging, but there was nothing found.

DEPUTY PERSONNEL INJURIES

Deputy [redacted] sustained facial lacerations and reported a possible concussion (URN 021-11281-0284-502). Deputy Saavedra also reported a possible concussion (URN 021-11282-0284-502). Both deputies were treated at Beverly Hospital. Their injuries were documented, and the reports can be found in their personnel files.

PHYSICAL EVIDENCE

No physical evidence related to the use of force was collected. Digital photographs of the scene and injuries were taken by Deputy [redacted] and Deputy Josue Perez, #[redacted] Sergeant Bernas took a 360-degree scene video following the use of force. Photos and video obtained or collected by Sergeant Bernas were provided to IAB investigators **[EXHIBIT B, Photos and Video]**.

INVESTIGATOR'S OBSERVATIONS

IAB Investigators responded to the scene to check for security cameras and additional witnesses. IAB investigator took daytime photographs of the scene **[EXHIBIT F- IAB Investigator Photos].**

Photographs referenced during IAB interviews of the involved personnel are combined into one exhibit **[EXHIBIT F]**. The photographs presented during these interviews aided in identifying observations by the personnel interviewed.

WEAPONS USED BY DEPUTY PERSONNEL

None.

WEAPONS USED BY SUSPECT SANTIAGO

None.

PROPERTY DAMAGE

None.

CRIMINAL INVESTIGATION AND CHARGES FILED

The criminal investigation was handled by ELA Detectives Maybet Bugarin, #[redacted] and Claudia Perez, #[redacted]

On August 24, 2021, the Suspect Pozos was charged with two felony counts of 245(C) PC, two felony counts of 69 PC, and one misdemeanor count of 166(c)(1) PC, under case #BA498000. On May 23, 2022, a preliminary hearing was held and Suspect Pozos was held to answer on one felony count of 245(c) PC, two felony counts of 69 PC, and one misdemeanor count of 166 (c)(1) PC. Suspect Pozos is in custody and is scheduled to return to court for a pre-trail hearing on July 6, 2022 **[Miscellaneous Documents, Court Minute Orders for Case #BA498000 on May 23, 2022, and June 14, 2022]**.

IAB Note: **During the preliminary hearing, the suspect's defense counsel introduced two compact discs exhibits into the record. The IAB Investigator contacted the Deputy District Attorney and obtained a copy of cell phone video taken by Witness [redacted] during the incident [EXHIBIT G-Witness [redacted] Cell Phone Video "20210821_202821"].**

LIGHTING AND WEATHER CONDITIONS

The incident occurred in front of the residence at [redacted] Simmons Avenue, Los Angeles, under normal street lighting, during nighttime hours.

DISPATCH DOCUMENTS, CALL AUDIO, AND RADIO TRANSMISSIONS

CALL FOR SERVICE

IAB investigators reviewed the call for service ELA21233-0174 **[EXHIBIT H, Call Audio and Translated Transcript].** Witness [redacted] called 911 and spoke to Law Enforcement Technician Guadalupe Ortega #[redacted].

Witness [redacted] stated her [redacted] Suspect Pozos, was at the house and was under the influence of drugs. She stated there was a restraining order for him and he wanted to forcefully enter the house, but they would not let him. She stated he threw a rock toward a house, back by the alley, and walked away from the location. She stated her [redacted] left toward the corner and was circling the area. She provided a description of Suspect Pozos to the call taker.

IAB Note: The call taker, LET Ortega was logged on the Computer Aided Dispatch System as Anna Ahmed, #[redacted] LET Ahmed's last shift at work was on August 11, 2021.

The initial call for service was entered at 1727 hours and dispatched at 1737 hours to Deputies [redacted] and Saavedra, Unit [redacted] as the handling unit **[Miscellaneous Documents, Incident History ELA21233-0174]**. The call was a family disturbance, violation of a court order report, and see the man call at [redacted] Simmons Avenue, East Los Angeles. The call details reported [redacted] Jorge Pozos Santiago (MH/34) wearing a black shirt, grey pants, with a skateboard, was possibly under the influence of narcotics, was in the alley harassing the family and throwing rocks. The suspect was last seen walking northbound in the alley. It was unknown if the suspect had any weapons. The call included "hazard" information indicating seven previous domestic violence related call clearance codes between April 3, 2020, and June 3, 2021. Unit [redacted] acknowledged the routine call at 1746 hours. Neither field sergeant, Unit 20S/P or Unit 21S/P, was assigned to the call.

IAB Note: A "Hazard" notification on the CAD that identifies potentially hazardous conditions at the location or previous violent calls within a ten-year period.

The deputies indicated they were enroute to the call at 1907 hours and then went to a call of an illegal shooting ELA21233-0191. At 1936 hours they made a bike stop and made a felony warrant arrest ELA21233-0197. Deputies [redacted] and Saavedra responded to [redacted] Simmons Avenue again at 2008 hours. They indicated they arrived at the location at 2020 hours **[Miscellaneous Documents, Unit History 25/P].**

RADIO TRAFFIC

IAB Investigators reviewed the radio traffic **[EXHIBIT H, Radio Traffic]** and confirmed Deputy [redacted] broadcasted the deputies were involved in a fight at [redacted] Simmons Avenue on Dispatch 3.

At 2027 hours, 39 seconds: Unit [redacted] requested the duplex patch and several seconds later advised their location at Simmons Avenue and Ferguson Drive. The Sheriff's Communications Center (SCC) dispatcher asked if they were at [redacted] Simmons Avenue and asked for the cross street on "Ferguson." Another unit asked SCC for the unit identifier of the deputies requesting the duplex patch.

Approximately 50 seconds later Unit [redacted] Deputy [redacted] stated they were involved in a fight at [redacted] Simmons Avenue. The field sergeant was requested by the dispatcher and 20S indicated he was responding from the station and an airship advised they were one minute away.

At 2030 hours and 40 seconds: SCC requested Unit [redacted] to advise their status. Unit [redacted] indicated they were detaining the suspect but still requested additional units to respond

Code-3. Aero advised there was approximately 6 deputies on scene. Unit [redacted] advised there were no outstanding suspects and requested fire personnel for deputies and suspect. The field sergeant, 20S/E, indicated he was approximately two to three minutes away.

At 2035 hours and 8 seconds: A deputy indicated the suspect was detained and they were waiting for fire personnel to arrive. SCC requested an updated ETA from 20S/E. Sergeant Martinez stated he was less than one minute away and there was a lot of traffic.

At 2036 hours and 15 seconds: a deputy stated they were Code-4 and were dropping the patch and awaiting fire personnel.

At 2044 hours and 40 seconds: The field sergeant, 20S/E, advised he was "97" at the scene, regarding the use of force.

Immediately after hearing there was a deputy involved in a fight, the Watch Deputy, Monica Farias, #[redacted] connected to SCC bridge via the Coldline. The Watch Deputy requested SCC check on the field sergeant's response and an air ship. The ELA early morning Watch Commander, [redacted] is heard on the Coldline audio requesting call information and the status of the field sergeant. Watch Commander [redacted] continued to monitor the number of units responding and requested the status of the field sergeant's response. Watch Commander [redacted] verified the oncoming early morning shift field sergeant was responding Code-3. The desk personnel were heard saying there was no field sergeant logged on the CAD.

IAB Note: **The Coldline is a direct phoneline connection from the station's desk to the Sheriff's Communication Center bridge and Watch Commander.**

VIDEO REVIEW

IAB investigators responded to the street, in front of [redacted] Simmons Avenue, East Los Angeles, to check for surveillance cameras which may have captured the force incident. There were no cameras located at [redacted], [redacted], [redacted], [redacted]. There were cameras found at [redacted] and [redacted] IAB investigators contacted the resident at [redacted], [redacted] FH/[redacted] who stated they moved into the house in [redacted], and the camera did not function. The IAB investigator attempted to contact the resident at [redacted], but there was no answer.

IAB Note: **Deputy Lawrence Cervantes had previously contacted the resident at [redacted] and viewed the live camera feed. Deputy Cervantes stated the video appeared that the use of force occurred out of view of the camera. The neighbor was unable to access any recordings while Deputy Cervantes was there. Deputy Cervantes left his contact information with the resident and stated he never heard back.**

BODY WORN CAMERA FOOTAGE

IAB investigators reviewed Body Worn Camera (BWC) footage from the involved deputies and the witness deputies. Each deputy's BWC footage was used to help the personnel recollect the incident during their IAB interviews **[EXHIBIT I-BWC Video].**

The BWC footage for Deputies [redacted] and Saavedra started when Suspect Pozos was contacted at the front gate of the residence. Deputies [redacted] and Saavedra contacted Suspect Pozos and placed his hands behind his back. Suspect Pozos immediately appeared to pull away and question why the deputies were arresting him. The deputies told him to relax and told him to put his hands behind his back. Within seconds there was a struggle and both deputies cameras fell to the ground, obscuring any video footage. Audio was still recorded, and the deputies were heard giving commands to the Suspect Pozos and Witness [redacted]. Suspect Pozos was heard yelling and calling out for Witness [redacted]. Witness [redacted] was heard telling the deputies to leave his [redacted] alone. Deputy [redacted] was heard requesting the patch and advised deputies were in a fight at [redacted] Simmons Avenue.

Responding deputies arrived and their BWC footage showed the deputies and suspect's position on the ground. Witness [redacted] was seen several feet away and the responding deputies moved in relieving each other and working to handcuff the suspect. Prior to handcuffing Suspect Pozos the deputies paused to locate Deputy [redacted] firearm. The deputies were seen searching the suspect and placing a Hobble restraint device and spit mask on Suspect Pozos. The deputies lifted and carried Suspect Pozos to a patrol vehicle and ended their BWC video after Suspect Pozos was secured in the backseat.

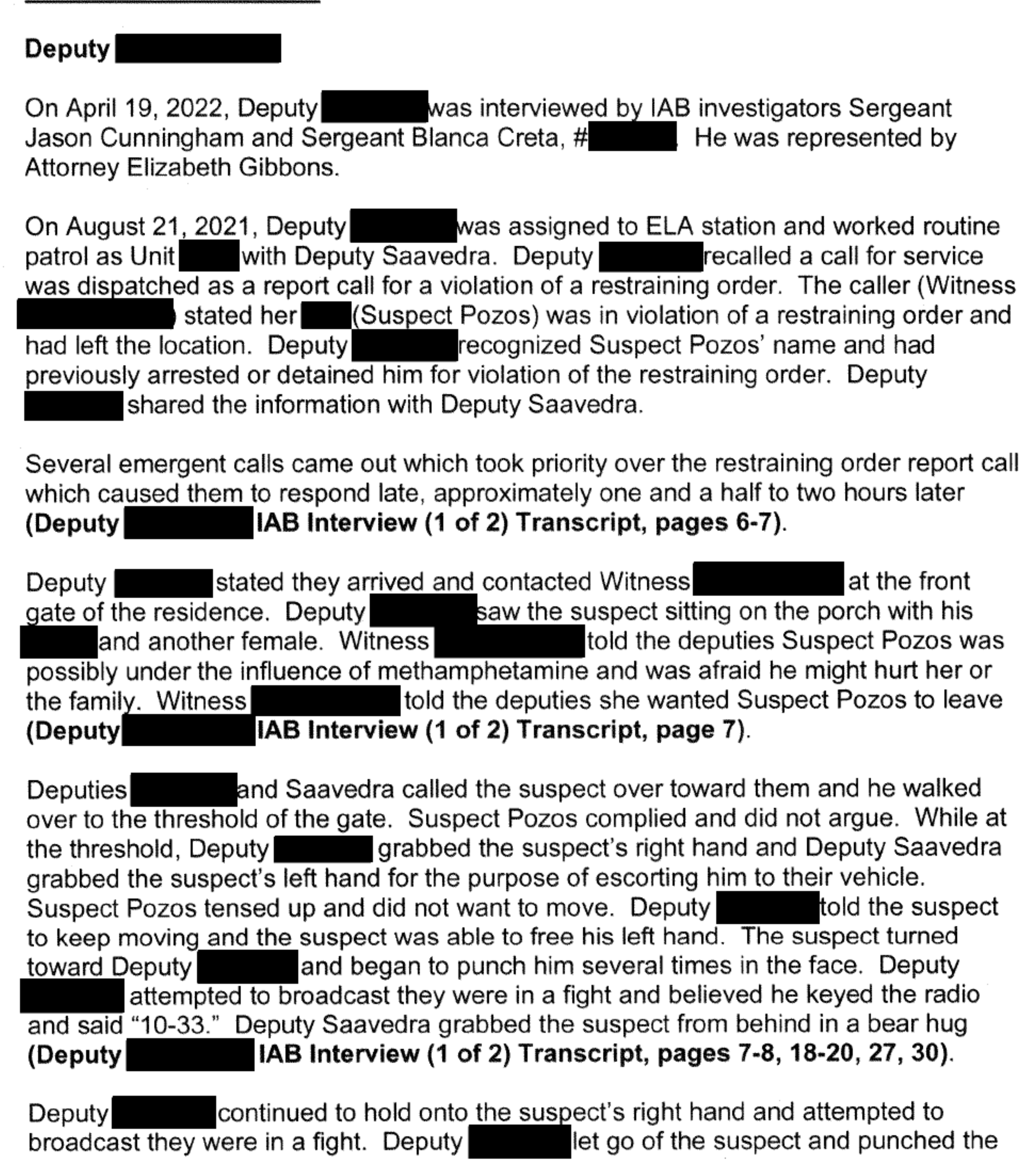
CELL PHONE VIDEO

IAB investigator reviewed cell phone video obtained from Los Angeles County Deputy District Attorney (DDA), Holden Wi. DDA Wi stated the videos submitted into the court record included one of the deputies' body worn camera footage and a cell phone video **[Miscellaneous Documents-Email from IAB investigator to DDA Wi].** The cell phone video was from Witness [redacted] who began to record the use of force incident after Deputies [redacted] and Saavedra and Suspect Pozos went to the ground and prior to the responding deputies' arrival.

IAB investigator reviewed the video and it showed Deputies [redacted] and Saavedra on the ground with Suspect Pozos. The video started as Deputy [redacted] broadcasted their location on Simmons Avenue over his handheld radio. The video continued showing Deputies Saavedra and [redacted] use of force on Suspect Pozos and the responding deputies arrival. Family members were heard telling Suspect Pozos to stop resisting. The videos title, "20210821_202821" suggests the video was recorded at 2028 hours and 21 seconds **[EXHIBIT G].**

STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.



INVOLVED EMPLOYEES

Deputy [redacted]

On April 19, 2022, Deputy [redacted] was interviewed by IAB investigators Sergeant Jason Cunningham and Sergeant Blanca Creta, #[redacted]. He was represented by Attorney Elizabeth Gibbons.

On August 21, 2021, Deputy [redacted] was assigned to ELA station and worked routine patrol as Unit [redacted] with Deputy Saavedra. Deputy [redacted] recalled a call for service was dispatched as a report call for a violation of a restraining order. The caller (Witness [redacted]) stated her [redacted] (Suspect Pozos) was in violation of a restraining order and had left the location. Deputy [redacted] recognized Suspect Pozos' name and had previously arrested or detained him for violation of the restraining order. Deputy [redacted] shared the information with Deputy Saavedra.

Several emergent calls came out which took priority over the restraining order report call which caused them to respond late, approximately one and a half to two hours later **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 6-7)**.

Deputy [redacted] stated they arrived and contacted Witness [redacted] at the front gate of the residence. Deputy [redacted] saw the suspect sitting on the porch with his [redacted] and another female. Witness [redacted] told the deputies Suspect Pozos was possibly under the influence of methamphetamine and was afraid he might hurt her or the family. Witness [redacted] told the deputies she wanted Suspect Pozos to leave **(Deputy [redacted] IAB Interview (1 of 2) Transcript, page 7)**.

Deputies [redacted] and Saavedra called the suspect over toward them and he walked over to the threshold of the gate. Suspect Pozos complied and did not argue. While at the threshold, Deputy [redacted] grabbed the suspect's right hand and Deputy Saavedra grabbed the suspect's left hand for the purpose of escorting him to their vehicle. Suspect Pozos tensed up and did not want to move. Deputy [redacted] told the suspect to keep moving and the suspect was able to free his left hand. The suspect turned toward Deputy [redacted] and began to punch him several times in the face. Deputy [redacted] attempted to broadcast they were in a fight and believed he keyed the radio and said "10-33." Deputy Saavedra grabbed the suspect from behind in a bear hug **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 7-8, 18-20, 27, 30)**.

Deputy [redacted] continued to hold onto the suspect's right hand and attempted to broadcast they were in a fight. Deputy [redacted] let go of the suspect and punched the

suspect one time with his left hand in the chest. The suspect's [redacted] ran over, and the suspect encouraged his [redacted] Witness [redacted] to fight the deputies. Deputy [redacted] stepped away and focused on the [redacted] **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 8, 21, 34-35, 45)**.

Witness [redacted] began to pull Deputy Saavedra from the suspect. Deputy [redacted] told him to stop and get back. Deputy [redacted] grabbed Witness [redacted] by the shoulders and pulled him away from Deputy Saavedra. Deputy [redacted] was able to get Witness [redacted] to re-enter his property. Deputy [redacted] stated his contact with the [redacted] lasted less than a second and he did not believe the [redacted] resisted him and did not believe he used force on the [redacted] Witness [redacted] attempted to intervene a second time and approached when the suspect, Deputy Saavedra, and himself were on the ground and they had the suspect on his stomach and his hands behind his back. The [redacted] approached but never made contact. When responding deputies arrived, Witness [redacted] stayed behind his fence. Deputy [redacted] told Sergeant Bernas the suspect's [redacted] became involved **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 8, 21, 34-35, 45)**.

Deputy [redacted] re-engaged Suspect Pozos who tried to break free from Deputy Saavedra's bear hug from behind. They were between two cars in the street, a few feet away from the curb. Deputy [redacted] tried to grab the suspect's hands and they started walking backward. Deputy [redacted] tripped over the curb while holding onto Suspect Pozos and Deputy Saavedra. Deputy [redacted] fell backward striking the back of his head on the grass or concrete by the sidewalk. Deputy Saavedra and the suspect fell on top of him **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 8, 21-24)**.

Deputy [redacted] stated he was "phasing out" and the suspect landed on him by his waist area and moved up on his chest in a mounted position. The next thing Deputy [redacted] recalled was the suspect and Deputy Saavedra were on his left side. Deputy Saavedra later told Deputy [redacted] he was able to wrestle the suspect off him and pulled him off to the side. Deputy [redacted] stated Deputy Saavedra told him he tried to grab Suspect Pozos and Suspect Pozos kicked him in the face. Deputy Saavedra saw Deputy [redacted] roll off and lay flat for a few seconds. Deputy [redacted] stated it felt like a long blink and he had no perception of how long he was unconscious. Deputy Saavedra told Deputy [redacted] he focused on Suspect Pozos until Deputy [redacted] became responsive and re-engaged as he attempted to control the suspect a few seconds later. **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 8, 23-25, 31)**. When Deputy [redacted] re-engaged, he remembered he got on his knees and broadcasted "10-33, Deputy involved in a fight." Deputy [redacted] provided their location address **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 21, 25, 30)**.

IAB Note: The cell phone video taken by Witness [redacted] [EXHIBIT G] began approximately when Deputy [redacted] was on his knees and advised deputies were in a fight and the location at [redacted] Simmons Avenue.

Deputy [redacted] re-engaged Suspect Pozos who tried to push the deputies off. Deputy [redacted] recalled Suspect Pozos possibly struck or kicked him and Deputy [redacted] punched him one more time in the in the chest. Deputy [redacted] grabbed Suspect Pozos' right hand and helped Deputy Saavedra turn Suspect Pozos onto his stomach. Deputy [redacted] held Suspect Pozos in that position until his partners, Deputies [redacted] and [redacted], arrived and relieved them **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 8, 26, 28)**.

Deputy [redacted] stated Deputies [redacted] and [redacted] grabbed Suspect Pozos and "tapped him out" **(Deputy [redacted] 1st IAB Interview Transcript, page 26)**. Suspect Pozos never stopped moving after Deputies [redacted] and [redacted] took over. Deputy [redacted] stated as he backed away, he checked himself and realized his firearm wasn't in the holster. Deputy [redacted] stated his firearm was found by Deputy Saavedra and returned to him. **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 8, 26, 29-30)**.

Deputy [redacted] did not notice Suspect Pozos try to manipulate his holster or firearm. Deputy [redacted] stated that after Suspect Pozos punched him prior to falling to the ground, he recalled Suspect Pozos tugged at his gun belt with his free left hand. He could not identify where Suspect Pozos pulled on his gun belt **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 26-27)**.

Deputy [redacted] stepped away and felt like he was going to fall. Deputy Butt arrived and helped him walk over to a property to the south of the residence. Deputy [redacted] sat down on the grass. Deputy [redacted] stated a supervisor responded to the scene after he had been treated by responding paramedics. Deputy [redacted] reported his force to Sergeant Bernas. Deputy [redacted] de-briefed the incident with Sergeant Bernas and Deputy Saavedra after being treated for his injuries at the hospital. Deputy [redacted] completed a supplemental report after being released from the hospital the next day. He did not recall if he reviewed the BWC footage prior to writing the report **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 6, 9, 30, 38)**.

IAB Investigators showed Deputy [redacted] body worn camera video from the incident. Deputy [redacted] stated he started the camera as he contacted Suspect Pozos. After the camera fell off and the video went dark, Deputy [redacted] recalled telling the [redacted] to get back several times and the suspect's family members told Suspect Pozos to stop. IAB Investigators reviewed photographs of Deputy [redacted] taken after the use of force incident **[EXHIBIT C-Deputy [redacted] Interview Photos]**. Deputy [redacted] described the injuries in the photos and noted his firearm holster appeared torn and re-positioned, and the BWC was detached from the holder. His name tag was detached, and his microphone hung down off of its attachment **(Deputy [redacted] IAB Interview (1 of 2) Transcript, pages 39-42)**.

On July 9, 2022, IAB investigator Sergeant Cunningham conducted a follow up interview of Deputy [redacted] to address allegations made by Witness [redacted] that a deputy pointed a firearm at him and struck him in the chest with it. Deputy

[redacted] was represented by Attorney Elizabeth Gibbons. Deputy [redacted] denied pointing a firearm or contacting Witness [redacted] with a firearm during the incident. Deputy [redacted] was asked to explain how the firearm came out of his holster. Deputy [redacted] believed his firearm came out of his holster during the struggle with the suspect **(Deputy [redacted] IAB Interview (2 of 2) Transcript, pages 1-2).**

IAB Note: Deputy [redacted] current holster was inspected during the interview. The holster model's marking was worn and was stamped "LASD" and possibly stamped "6235" or "6285." The current holster was attached to the Sam Brown gun belt with an approved Safariland Universal Belt Loop (Deputy [redacted] IAB Interview (2 of 2) Transcript, page 3).

Deputy Hector Saavedra

On April 19, 2022, IAB investigators Cunningham and Creta interviewed Deputy Saavedra at IAB. Deputy Saavedra was represented by Attorney Elizabeth Gibbons.

On August 21, 2021, Deputy Saavedra was assigned to ELA station working patrol with Deputy [redacted] in Unit [redacted] Deputy Saavedra described receiving a routine call for service for a violation of a restraining order. The call stated the [redacted] who was in violation of a restraining order, was harassing his [redacted] and was throwing rocks in the alley. The suspect had left the location and walked north and out of view. Deputy Saavedra stated their plan was to contact the reporting party, conduct an investigation, and take a report. Deputy Saavedra stated the call indicated the suspect had left the location and they had arrived late due to it being a busy night handling other priority calls. Deputy Saavedra did not recall if he notified the desk to advise the informant of their delay **(Deputy Saavedra's IAB Transcript, pages 6, 12-13)**.

Deputy Saavedra had not been to the location before but recalled Deputy [redacted] being familiar with Suspect Pozos. Deputy Saavedra stated there was no information Suspect Pozos had been violent in the past with the deputies and the information indicated the suspect had left the location. Deputy Saavedra stated there was no indication Suspect Pozos suffered from any mental illness **(Deputy Saavedra's IAB Transcript, pages 12-13)**.

When Deputy Saavedra arrived, they saw Suspect Pozos seated on the porch along with the suspect's [redacted] and [redacted] which he found to be unusual. The [redacted] Witness [redacted] stepped out toward the sidewalk and told the deputies her [redacted] was in violation of a restraining order. Witness [redacted] had a copy of the restraining order in her hand and tried to show it to them. Suspect Pozos stood up and the deputies called him over toward them. Suspect Pozos appeared "100 percent" cooperative and listened to their commands. Suspect Pozos came out toward the deputies "voluntarily." The deputies told him they were just going to talk to him and figure out what was going on. Suspect Pozos gave no indication he was going to be assaultive or try to resist **(Deputy Saavedra's IAB Transcript, pages 6, 14)**.

Deputy [redacted] stood on the suspect's right side and Deputy Saavedra stood on the suspects left side. Deputy [redacted] instructed Suspect Pozos to put his hands behind his back. Deputy Saavedra grabbed Suspect Pozos' left hand and placed it behind his back. Deputy Saavedra felt Suspect Pozos tensed his body and started to pull his left arm away. Deputy Saavedra had a "difficult time" trying to control Suspect Pozos' left arm. Suspect Pozos tucked his hand into his front waistband and did not want to let his arm free. Suspect Pozos yanked his arm free from Deputy Saavedra and spun toward Deputy [redacted] **(Deputy Saavedra's IAB Transcript, pages 6, 19-20)**.

Deputy Saavedra stated Suspect Pozos "gave him his back" and punched Deputy [redacted] in the head and face area multiple times. Deputy Saavedra bear hugged Suspect Pozos and pulled him away from Deputy [redacted] and pinned him up against a car. Deputy Saavedra stated the suspect continued "thrashing" his body and threw his arms, and punched Deputy [redacted] Deputy Saavedra feared the Suspect Pozos was going to headbutt him. Deputy Saavedra tucked his chin down and pulled Suspect Pozos to the side to move him away from Deputy [redacted] Deputy [redacted] attempted to put out radio traffic of a deputy involved in a fight, but Suspect Pozos held onto Deputy [redacted] Deputy Saavedra saw Deputy [redacted] punch Suspect Pozos in the chest area and saw the suspect's [redacted] running out toward them. Suspect Pozos was "egging on" his [redacted] to have him join the fight **(Deputy Saavedra's IAB Transcript, page 7)**.

Deputy Saavedra felt Suspect Pozos pulled his arms down and tried to break free from his grip. Deputy Saavedra felt he was losing his grip on Suspect Pozos' arms. Deputy Saavedra pulled his body weight down and to the side and conducted a takedown of Suspect Pozos on the grass next to a vehicle. Suspect Pozos fell on the grass and sidewalk, landing partially on Deputy [redacted] leg. Deputy Saavedra noticed Deputy [redacted] fell to the ground and went "out." Suspect Pozos grabbed onto Deputy [redacted] pants, kicked his leg over, and tried to pull himself on top of Deputy [redacted] Deputy Saavedra saw the suspect's [redacted] Witness [redacted] "hovering over him, saying "Stop, stop, stop" **(Deputy Saavedra's IAB Transcript, pages7, 24-25, 27-29)**.

Deputy [redacted] got up a short time later and re-engaged and delt with the [redacted] behind Deputy Saavedra. Deputy [redacted] went to the opposite side of Deputy Saavedra and leaned over to grab Suspect Pozos' arm and appeared to pull him onto his stomach. Suspect Pozos kicked Deputy [redacted] in the face one time. Deputy Saavedra saw Deputy [redacted] fall to his knees and his arms went "flaccid." Deputy [redacted] had a blank stare for a second. He described Deputy [redacted] head dropped and his eyes rolled back **(Deputy Saavedra's IAB Transcript, pages 8, 32, 34)**.

Deputy Saavedra recalled he punched Suspect Pozos two to three times in the face with his right hand. Deputy Saavedra stated each strike had no effect on Suspect Pozos and he continued to fight and try to get up. Deputy Saavedra heard the [redacted] had approached again and said in Spanish to leave him alone or let him go. Deputy Saavedra considered using pepper spray on the Suspect Pozos' [redacted] if he got close

but decided against it due to the close quarters of the fight. Deputy Saavedra never saw Deputy [redacted] physically contact the [redacted] because he was focused on the suspect **(Deputy Saavedra's IAB Transcript, pages 8, 32-34)**.

Deputy Saavedra heard sirens approach Suspect Pozos continued to fight. Deputy Saavedra stated somehow as he pushed Suspect Pozos down and held onto his shirt, Suspect Pozos kneed him in the forehead. Deputy Saavedra felt dizzy. Afterward Deputy Saavedra struck Suspect Pozos twice with the "meaty area" of his forearm in the left jaw or cheek. Deputy Saavedra stated the strikes were ineffective and did not "phase him" **(Deputy Saavedra's IAB Transcript, pages 8, 35-36)**.

Suspect Pozos turned to the right and tried to get up. Deputy Saavedra used a knee to strike Suspect Pozos in the "meaty area of left upper flank." Deputy Saavedra stated the strike was effective because he heard Suspect Pozos gasp for air. Deputy Saavedra was able to roll Suspect Pozos onto his stomach and Suspect Pozos pulled his hands under his body. Suspect Pozos stopped moving and was breathing. Deputy Saavedra pinned Suspect Pozos' body down and held Suspect Pozos' left cheek away with his right hand because he bled from the face and spat blood. Deputy Saavedra waited for additional units to arrive **(Deputy Saavedra's IAB Transcript, pages 8-9, 36-37)**.

Deputies [redacted] and [redacted] arrived first and "relieved" them. Suspect Pozos was not handcuffed yet. Deputy Saavedra stood up and Deputy [redacted] stated, "I don't' have my gun." Deputy Saavedra noticed Deputy [redacted] holster appeared broken and appeared hanging by "one screw." Deputy Saavedra found the firearm on the sidewalk, five to ten feet away, next to a vehicle where the initial fight started. Deputy Saavedra recovered the firearm and placed it inside Deputy [redacted] holster **(Deputy Saavedra's IAB Transcript, pages 9, 38, 42)**.

Deputy [redacted] got up and appeared to stumble. Deputy Butt arrived and sat Deputy [redacted] down on the ground and requested paramedics. Deputy Saavedra did not witness what occurred with Suspect Pozos and Deputies [redacted] and [redacted] after they were relieved **(Deputy Saavedra's IAB Transcript, pages 9, 39, 42-43)**.

A sergeant, possibly Sergeant Bernas, arrived just prior to Deputy [redacted] being transported to the hospital by ambulance. Deputy Saavedra was transported to the hospital by Deputy Butt. Deputy Saavedra had an abrasion on the right side of his forehead and scrapes and marks on his left hand **(Deputy Saavedra's IAB Transcript, pages 9, 40)**.

Deputy Saavedra stated his legal justification for the use of force was he was there for a call for service, investigating a crime. Suspect Pozos' behavior was assaultive/high risk and possibly life threatening for striking Deputy [redacted] vital areas. **(Deputy Saavedra's IAB Transcript, pages 43-44)**.

The incident was debriefed with a sergeant. Deputy Saavedra wondered why the informants didn't call the station back to advise Suspect Pozos had returned. They discussed placing a "Haz Hit" on the address. Deputy Saavedra did not know if the family ever called the desk back **(Deputy Saavedra's IAB Transcript, pages 43-44)**.

IAB Note: A "Haz Hit" is a Hazard notification on the CAD system that identifies potentially hazardous conditions at the location or previous violent calls within a ten-year period.

During the fight, Deputy Saavedra stated his body worn camera fell off and his flashlight and a set of his handcuffs were recovered from the grass area. Deputy Saavedra told investigators he attached the camera as instructed by the body worn camera unit. Deputy Saavedra stated he completed a supplemental report after returning from the hospital. Deputy Saavedra did not remember if he reviewed his body worn camera footage prior to completing the supplemental report **(Deputy Saavedra's IAB Transcript, pages 5, 45, 50)**.

IAB Investigators showed Deputy Saavedra photographs of him taken after the incident. Deputy Saavedra noticed his radio microphone was ripped off and broke a lanyard that attached it to his vest. Deputy Saavedra's also had a torn shirt. Deputy Saavedra had an abrasion on the left side of his forehead in another photograph taken at the hospital. Deputy Saavedra stated he suffered a contusion and abrasion **[EXHIBIT C-Deputy Saavedra's Interview Photos]**.

Deputy [redacted]

On April 12, 2022, Deputy [redacted] was interviewed by IAB Investigators Sergeant Cunningham and Sergeant Bernard Ojeda, #[redacted] Deputy [redacted] was represented by Attorney Chris Kucharski.

On August 21, 2022, Deputy [redacted] was assigned to ELA Station, working patrol with Deputy [redacted] in Unit [redacted] Deputy [redacted] heard emergent radio traffic of a deputy involved in a fight on his handheld radio. Deputy [redacted] stated the initial radio traffic wasn't clear and had to locate the unit on the Mobile Digital Computer's GPS mapper. Deputy [redacted] was concerned because of the tone and yelling of the voice that broadcasted over the radio and because he couldn't locate the deputies **(Deputy [redacted] IAB Transcript, pages 4-6)**.

Deputy [redacted] located the involved deputies approximately half a mile away on the GPS mapper and they responded with lights and siren. As they drove south on Simmons Avenue, he saw Deputies [redacted] and Saavedra with the suspect on the west sidewalk on the 1500 block. Suspect Pozos was facedown with his head toward the house and his feet toward the street. Suspect Pozos moved around and tried to lift himself up. Deputy [redacted] saw Suspect Pozos' family behind the fence and heard a female tell Suspect Pozos to stop resisting. Deputy [redacted] also heard Deputy [redacted]

tell someone to step back. Deputy [redacted] stated it appeared the deputies had difficulty trying to handcuff Suspect Pozos **(Deputy [redacted] IAB Transcript, pages 6-8)**.

Deputy [redacted] assisted in handcuffing Suspect Pozos. Deputy [redacted] gave Suspect Pozos commands to stop, in English and Spanish. Deputy [redacted] positioned himself on the right side of Suspect Pozos and reached over Suspect Pozos to control his left bicep. Deputy [redacted] stated he put a handcuff on Suspect Pozos' wrist and he resisted to be handcuffed by keeping his arm stiff and kept his right arm under his body **(Deputy [redacted] IAB Transcript, pages 9, 11, 13)**.

Deputy [redacted] heard Deputy [redacted] say he couldn't find his gun. Deputy [redacted] believed the gun was under Suspect Pozos' body because his hand was under his body. The gun was located on the grass. After he found the gun, Deputy [redacted] controlled Suspect Pozos' right hand under his body, while on the left side of Suspect Pozos' body. Deputies [redacted] and [redacted] formulated a plan to handcuff Suspect Pozos' right hand. Deputy [redacted] forced out the suspect's right arm from under his body. Deputy [redacted] handcuffed Suspect Pozos' hands together **(Deputy [redacted] IAB Transcript, pages12-16)**.
Deputy [redacted] placed his right knee on the center upper portion of Suspect Pozos' back with just enough weight to prevent Suspect Pozos from getting up. Deputy [redacted] kept his knee on Suspect Pozos' back for approximately one minute and re-assessed and placed his hand on his back instead. Deputy [redacted] was relieved by Deputy [redacted] who took over his position and placed a hand on Suspect Pozos' back, and he moved off to the side and focused on the family **(Deputy [redacted] IAB Transcript, pages 10, 17, 27)**.

Deputy [redacted] conducted a search of Suspect Pozos and located a glass narcotic pipe, which he later booked into evidence. Deputy [redacted] believed Suspect Pozos was under the influence because of his belligerent behavior and because of the glass narcotic pipe recovered **(Deputy [redacted] IAB Transcript, pages 12, 18, 19)**.

Deputy [redacted] believed Suspect Pozos breathed normal, because he yelled, and his head was positioned to the side. Suspect Pozos was not moved to the recovery position immediately because he was still resisted **(Deputy [redacted] IAB Transcript, pages 27, 28, 30)**.

Deputy [redacted] stated the field sergeant arrived possibly when Suspect Pozos was being searched and he reported his use of force to him. Deputy [redacted] felt the incident was life threatening because Deputy [redacted] had blacked out during the incident. Deputy [redacted] used control holds and resisted handcuffing because of Suspect Pozos' resistive behavior. Deputy [redacted] wrote a supplemental report after reviewing his BWC footage **(Deputy [redacted] IAB Transcript, pages 2, 5, 20-21)**.

Deputy [redacted]

On May 26, 2022, IAB investigators, Sergeant Cunningham and Sergeant Creta interviewed Deputy [redacted] who was represented by Attorney Chris Kucharski.

On August 21, 2021, Deputy [redacted] was assigned to ELA Station and was working patrol in Unit [redacted] with Deputy [redacted]. Deputy [redacted] stated they responded to emergent radio traffic that was hard to make out. As they arrived, they saw a patrol vehicle in the street and the deputies on the ground with the suspect. Deputy [redacted] stated it appeared the deputies tried to gain control of Suspect Pozos' hands. Deputy [redacted] was in front and faced Suspect Pozos. Deputy Saavedra was behind Suspect Pozos' back. Deputy [redacted] noticed something "was wrong" with Deputy [redacted] Deputy [redacted] had a scratch on his face and blinked a lot. Deputy [redacted] stated it appeared Deputy [redacted] was "trying to stay in the fight." Deputy [redacted] heard Deputy [redacted] had been kicked in the head **(Deputy [redacted] IAB Transcript, pages 5-6, 13, 32)**.

Deputy [redacted] tried to gain control of Suspect Pozos' left hand as Deputy [redacted] controlled Suspect Pozos' right hand under his body. Deputy [redacted] stated he didn't have his firearm, and Deputy [redacted] noticed Deputy [redacted] holster was empty. Deputies [redacted] and [redacted] maintained their position and controlled Suspect Pozos, and a deputy, possibly Deputy Saavedra, located and returned the firearm to Deputy [redacted] **(Deputy [redacted] IAB Transcript, pages 14-15)**.

Deputy [redacted] gained control of Suspect Pozos' left hand and placed it in a handcuff. Deputy [redacted] re-assessed and forcefully pulled out Suspect Pozos' right elbow, like a "deadlift pull," and placed Suspect Pozos' right hand behind his back. Deputy [redacted] was able to handcuff Suspect Pozos with the help of Deputy [redacted] or [redacted] **(Deputy [redacted] IAB Transcript, pages 6, 10, 17)**.

Deputy [redacted] felt Suspect Pozos tensed and tried to get up from the ground. Deputy [redacted] felt Suspect Pozos tried to raise his body and legs. Deputy [redacted] placed his left knee on Suspect Pozos' right hamstring and placed his hands on Suspect Pozos' back until other deputies arrived. Deputy [redacted] was relieved by Deputy [redacted] **(Deputy [redacted] IAB Transcript, pages 6-7, 19-20, 26, 30)**.

Deputy [redacted] got up and saw the Deputy [redacted] equipment on the ground. Deputy [redacted] took photographs of Deputy [redacted] BWC, flashlight, and handcuffs on the ground. Deputy [redacted] canvassed the area for witnesses. Deputy [redacted] was not involved in the application of the spit mask or Hobble restraint device **(Deputy [redacted] IAB Transcript, pages 7, 20, 24, 34)**.

Deputy [redacted] stated he notified Sergeant Bernas of his use of force. Deputy [redacted] reviewed his BWC footage later at the station prior to completing his supplemental report. While reviewing the video, he noticed Deputy Saavedra kneed Suspect Pozos in the ribs one time. Deputy [redacted] felt the use of force was justified in response, to

assist the deputies, and he only matched the level of resistance from Suspect Pozos. Deputy [redacted] considered other force options, but they did not seem appropriate for the situation **(Deputy [redacted] IAB Transcript, pages 7, 30-31, 37)**.

Deputy [redacted]

On April 13, 2022, Deputy [redacted] was interviewed by IAB investigators Sergeant Jason Cunningham and Sergeant Dennis Pogodayev. He was represented by Attorney Matthew Gelfond.

On August 21, 2021, Deputy [redacted] was assigned to an ELA Special Problems Team, working as Unit [redacted] with Deputy Diego Barragan. Deputies [redacted] and Barragan responded to Simmons Avenue due to emergent radio traffic of a deputy involved in a fight. When they arrived, Deputy [redacted] saw approximately four to five deputies holding down a suspect on the ground as he layed on his stomach. Deputy [redacted] noticed the suspect's family standing behind a fence, yelling at the deputies **(Deputy [redacted] IAB Transcript, pages 5, 8-9, 13, 17, 22)**.

Deputy [redacted] described Suspect Pozos as being assaultive or high risk, because he wouldn't lay still. Deputy [redacted] stated it appeared Suspect Pozos tried to get up because he moved his torso and his feet. Deputy [redacted] noticed Deputy [redacted] was bleeding from his face. Suspect Pozos yelled and screamed about police brutality in English and Spanish. Deputy [redacted] kneeled to the left side of suspect Pozos. Deputy [redacted] took Deputy [redacted] position near Suspect Pozos' legs and took ahold of Suspect Pozos' hands as Deputy [redacted] stepped away. Deputy [redacted] placed his right knee on Suspect Pozos' left thigh and held onto Suspect Pozos' left wrist with his right hand **(Deputy [redacted] IAB Transcript, pages 5, 9, 11-13, 26)**.

Deputy [redacted] assisted Deputy [redacted] and placed a Hobble restrain device on Suspect Pozos' ankles to prevent him from kicking. Deputy [redacted] held on Suspect Pozos' left calf and ankle with his right hand. Suspect Pozos continued to resist and kicked his feet to keep them from being placed together **(Deputy [redacted] IAB Transcript, pages 6, 14-15, 17)**.

Deputies [redacted] and [redacted] conducted a search of Suspect Pozos as he continued to resist. Deputy [redacted] held on to Suspect Pozos' bicep and he swept Suspect Pozos' waist area and checked his pockets. Deputy [redacted] stated Suspect Pozos made "gurgling" sounds consistent with preparing to spit. A spit mask was placed on Suspect Pozos **(Deputy [redacted] IAB Transcript, pages 6, 16-17)**.

Deputy [redacted] along with other deputies picked up Suspect Pozos and placed him into a nearby patrol vehicle. Deputy [redacted] lifted Suspect Pozos by his right wrist and belt area. As Suspect Pozos was carried, his body remained stiff.

Suspect Pozos was placed feet first into the backseat **(Deputy [redacted] IAB Transcript, pages 18-19, 23)**.

After the incident, Deputy [redacted] reported his use of force to Sergeant Bernas. Deputy [redacted] stated he used his firm grip, control holds, and applied the Hobble restraint device. Deputy [redacted] remained at the scene and assisted in securing the scene in front of the residence due to the demeanor of the family. Deputy [redacted] completed a supplemental report after reviewing his body worn camera footage and it was approved by Sergeant Bernas **(Deputy [redacted] IAB Transcript, pages 2, 20)**.

Deputy [redacted]

On May 27, 2022, IAB Sergeant Cunningham and Sergeant Brad Feder, #[redacted] interviewed Deputy [redacted] Deputy [redacted] was represented by Attorney Chris Kucharski.

On August 21, 2022, Deputy [redacted] was assigned to ELA station and was working routine patrol in a one-person Unit, [redacted]. Deputy [redacted] recalled he heard emergent radio traffic of deputies involved in a fight at [redacted] Simmons Avenue. Deputy [redacted] responded to the location and saw the suspect on the west sidewalk already handcuffed behind his back. Suspect Pozos was "uncooperative" and thrashed his body. Deputy [redacted] saw three to four deputies with Suspect Pozos, including Deputies [redacted] and [redacted], who used a "firm grip" to control Suspect Pozos. Deputy [redacted] "relieved" Deputy [redacted] because he felt the situation was ongoing, and he was "fresh" **(Deputy [redacted] IAB Transcript, pages 4, 8-9, 12, 17, 23, 28)**.

Deputy [redacted] helped secure Suspect Pozos by using his left hand to grip his belt and applied partial body weight with his left knee on Suspect Pozos' left leg. Deputy [redacted] conducted a search incident to arrest while Suspect Pozos was on the ground and recovered a methamphetamine pipe from his right front pants pocket **(Deputy [redacted] IAB Transcript, pages 10, 12-15, 22, 24)**.

Deputy [redacted] applied the Hobble restraint device and felt Suspect Pozos movied and continued to yell. Deputy [redacted] stated after the Hobble restraint was applied, Suspect Pozos was rolled into a recovery position because its more comfortable for him and out of caution **(Deputy [redacted] IAB Transcript, pages 13-15, 18-19, 24, 28-29)**.

Deputy [redacted] stated he, Deputies [redacted] and [redacted] lifted the suspect up and carried him toa patrol car. Deputy [redacted] stated he carried the suspect by his upper right arm and he was "passively resistive" and his body was stiff. **(Deputy [redacted] IAB Transcript, pages 5, 19-20, 28)**.

After Suspect Pozos was in the patrol vehicle, Deputy [redacted] saw two sergeants respond to the scene. Deputy [redacted] reported his involvement to Sergeant Bernas. Deputy [redacted] described Suspect Pozos actively resisted while he was positioned on

the Suspect Pozos' belt and leg. Suspect Pozos was passive resistive while he was carried to the patrol vehicle. Deputy [redacted] used firm grips and a control hold on Suspect Pozos. Deputy [redacted] described the force he witnessed was the application of the Hobble restraint device and control holds, by deputies, including Deputy [redacted] **(Deputy [redacted] IAB Transcript, pages 5, 21, 23, 30)**.

Sergeant Bernas and the handling deputies debriefed the incident. They discussed the call for service, how the suspect was detained and started to fight, which caused the deputies' injuries. Deputy [redacted] wrote a supplemental report the same night of the incident, however, he did not recall if he viewed his BWC footage prior to writing it. **(Deputy [redacted] IAB Transcript, pages 2, 26)**.

Deputy [redacted]

On April 12, 2022, Deputy [redacted] was interviewed by IAB Sergeants Jason Cunningham and Blanca Creta. Deputy [redacted] was represented by Attorney Matt Gelfond.

On August 21, 2021, Deputy [redacted] was assigned to ELA station and working patrol with Deputy [redacted] in Unit [redacted] Deputy [redacted] stated they responded with lights and siren to the location because they heard emergent traffic of a deputy involved in a fight. Deputy [redacted] stated it sounded like the deputies were in a fight for their lives **(Deputy [redacted] IAB Transcript, pages 6, 29-30)**.

When they arrived, Deputy [redacted] saw four deputies present and stated the suspect was on his stomach, lying on the ground, thrashing his body side to side and moved his legs freely. Deputy [redacted] looked disheveled and had a blank stare, "like something was wrong" with him. Deputy [redacted] saw Deputy [redacted] on Suspect Pozos' left side near the upper portion, with a hand on Suspect Pozos' left shoulder blade and his right knee on his left thigh. Deputy [redacted] was on Suspect Pozos' right side holding Suspect Pozos down by the right shoulder blade and had his left knee on Suspect Pozos' right thigh. There was an unknown deputy present holding down Suspect Pozos, with their hands on Suspect Pozos' upper back. Suspect Pozos was handcuffed but continued to move his body and legs **(Deputy [redacted] IAB Transcript, pages 5, 8-10, 19-20, 23, 27)**.

Deputy [redacted] put both of his hands on Suspect Pozos' ankles, and he felt his calves were tensed and "rock solid." Deputy [redacted] placed a Hobble restraint device around Suspect Pozos' ankles as he resisted. Suspect Pozos put his foot over his ankle in an attempt to prevent the application of the Hobble restrain device. Deputy [redacted] told Suspect Pozos to cross his feet. Once the Hobble restraint device was applied, Deputy [redacted] held onto the free end of the restraint device and helped other deputies carry Suspect Pozos to a patrol vehicle. Suspect Pozos was "dead weight" and was not resistive when he was carried. Suspect Pozos was placed inside a patrol vehicle **(Deputy [redacted] IAB Transcript, pages 13, 33-37)**.

Deputy [redacted] was unaware if Suspect Pozozs had any injuries. Deputy [redacted] recalled hearing commands to stop fighting and Suspect Pozos being told to stop spitting or a spit mask would be applied. Afterward, Deputy [redacted] reported his use of force and the force he witnessed to Sergeant Bernas. The incident was debriefed with the deputies who were at the scene. Tactics, such as the approach of a residence on calls were discussed. Deputy [redacted] completed a supplemental report after reviewing his BWC footage **(Deputy [redacted] IAB Transcript, pages 2, 20, 23-25)**.

IAB Investigators reviewed Deputy [redacted] BWC footage with him. He recalled knowing the suspect was able to breathe because the suspect was cursing at the deputies. He recalled the suspect was placed onto his left side into a recovery position. **(Deputy [redacted] IAB Transcript, pages 31-32, 35)**.

Deputy [redacted]

On April 18, 2022, IAB investigators Sergeant Cunningham and Dennis Pogodayev interviewed Deputy [redacted] Deputy [redacted] was represented by Attorney Matt Gelfond.

On August 21, 2021, Deputy [redacted] was assigned to ELA station and was working routine patrol with Deputy [redacted] in Unit [redacted] Deputies [redacted] and [redacted] responded with lights and siren to a deputy involved fight on Simmons Avenue. As they responded, Deputy [redacted] heard a request for fire department personnel to respond for deputies and the suspect. Deputy [redacted] was concerned because he was aware the unit was a two-person car and he was concerned a lone suspect could injure the deputies **(Deputy [redacted] IAB Transcript, pages 6-9)**.

When they arrived, Deputy [redacted] saw Deputy [redacted] appeared dazed. Suspect Pozos was handcuffed and face down on the sidewalk. Suspect Pozos appeared agitated and hostile. Suspect Pozos moved around and heard him curse. It appeared Suspect Pozos tried to break free or kick someone. Suspect Pozos moved his body up and down and wiggled. Deputy [redacted] saw a body worn camera on the sidewalk. Deputy [redacted] saw his partner, Deputy [redacted], go toward Suspect Pozos' feet. **(Deputy [redacted] IAB Transcript, pages 5, 9-10, 19-20)**.

Deputy [redacted] went toward Suspect Pozos' right side and applied downward pressure on his left shoulder blade with his hands to keep him from bucking. Deputy [redacted] felt Suspect Pozos pushed up and wiggled. Deputy [redacted] put his right boot in front of Suspect Pozos' mouth to prevent him from spitting blood at the deputies. Deputy [redacted] moved over toward the right side of Suspect Pozos after the spit mask was applied. Deputy [redacted] did not apply his knee on Suspect Pozos, he indicated he placed his shin across Suspect Pozos' arm to reach across the Suspect Pozos' body. Deputy [redacted] held the mask on Suspect Pozos, who tried to pry the mask off his face, as he wiggled and shook his head. Deputy [redacted] stated there was no force used by him to keep the mask on the suspect. Depuy [redacted] stated Suspect Pozos

cursed the whole time and figured he could breathe **(Deputy [redacted] IAB Transcript, pages 12-16, 25-26)**.

Deputy [redacted] saw Deputy [redacted] cross Suspect Pozos' ankles and bent his knees to apply the Hobble restraint device. Suspect Pozos was moved to patrol vehicle by other deputies **(Deputy [redacted] IAB Transcript, pages 15-16)**.
Deputy [redacted] felt Suspect Pozos was high risk and he used force to overcome his resistance. During the incident, Deputy [redacted] recalled telling the suspect to relax a several times **(Deputy [redacted] IAB Transcript, pages 15, 17-18, 24)**.

Deputy [redacted] was familiar with Suspect Pozos and had two previous contacts with him. Deputy [redacted] was aware of several calls for service involving Suspect Pozos vandalizing the neighbor's property and believed one neighbor had sought a restraining order. He stated the suspect was always uncooperative and was a narcotics user **(Deputy [redacted] IAB Transcript, pages 21-23)**.

Deputy [redacted] reported his use of force and the force he witnessed to Sergeant Bernas. Deputy [redacted] stated the reason he used force was to overcome Suspect Pozos' resistance toward Deputy [redacted]. Deputy [redacted] stated the incident was debriefed by Deputy Saavedra after Deputy [redacted] was taken to the hospital. Following the incident, Deputy [redacted] wrote a supplemental report and documented his actions. Deputy [redacted] stated he did not review BWC footage before he wrote the report **(Deputy [redacted] IAB Transcript, pages 2, 3, 19)**.

Deputy [redacted]

On May 11, 2022, IAB investigators Sergeant Cunningham and Sergeant Pogodayev interviewed Deputy [redacted] Deputy [redacted] was represented by Attorney Matt Gelfond.

On August 21, 2021, Deputy [redacted] was assigned to ELA Station and was working patrol in a one-person unit, Unit [redacted], in the city of Commerce. Deputy [redacted] told investigators he had completed patrol training the previous week, on August 13, 2021.

Deputy [redacted] completed a supplemental report following the incident but had not reviewed his BWC footage. During the IAB interview, Deputy [redacted] was shown the BWC footage to assist his recollection of the incident **(Deputy [redacted] IAB Transcript, pages 3, 28)**.

Deputy [redacted] heard radio traffic of a deputy involved in a fight. Deputy [redacted] heard the location and knew he was approximately three minutes away. Deputy [redacted] responded with lights and siren. Deputy [redacted] started his BWC camera when he began to respond. After reviewing the BWC footage, Deputy [redacted] noted he was looking at his personal phone while he responded for navigation to the scene **(Deputy [redacted] IAB Transcript, pages 5, 7, 28-29)**.

When Deputy [redacted] arrived, he saw the suspect being restrained by deputies but did not initially believe they were using force. Deputy [redacted] saw Suspect Pozos was handcuffed prior to his arrival and was lying on his stomach on the sidewalk near the grass. Suspect Pozos thrashed his body and did not complying to deputies' commands to stop moving. Deputy [redacted] heard the Suspect Pozos' family, approximately ten feet away, in the background. The family tried to get close to Suspect Pozos. Deputy Saavedra talked to the family **(Deputy [redacted] IAB Transcript, pages 5, 8-10, 20-21, 26, 28)**.

Deputy [redacted] was instructed to retrieve a spit mask. Deputy [redacted] obtained one from his vehicle, returned and placed it on Suspect Pozos' head without any resistance. Deputy [redacted] stated the spit mask had ventilation above the nose and mouth portion and knew Suspect Pozos could breathe. After the spit mask was placed on Suspect Pozos, he became resistive and combative and began to kick. Deputy [redacted] saw blood on the ground under Suspect Pozos' mouth and saw him split blood **(Deputy [redacted] IAB Transcript, pages 8, 10-12, 14, 17-18, 30-31)**.

Deputy [redacted] relieved a deputy and placed his left hand on Suspect Pozos' right shoulder and felt Suspect Pozos thrash "a bit' and felt he was resistive. Deputy [redacted] pushed Suspect Pozos down with his body weight to stop him from thrashing. After Deputy [redacted] reviewed of his BWC footage, he recalled searching Suspect Pozoz' waistband, who was uncooperative at the time **(Deputy [redacted] IAB Transcript, pages10, 12-13, 17-18, 20-21, 28-29)**.

Deputy [redacted] knew Suspect Pozos had the Hobble restraint device applied. After review of his BWC footage, Deputy [redacted] recalled Suspect Pozos was placed into a recovery position **(Deputy [redacted] IAB Transcript, pages 13, 17-18)**.

Deputy [redacted] initially stated he assisted the deputies by placing Suspect Pozos in a patrol vehicle. Deputy [redacted] stated he carried Suspect Pozos by the right arm to a patrol vehicle approximately ten feet away. Other deputies lifted Suspect Pozos by his legs and his other arm. Once inside the patrol vehicle Suspect Pozos was seat belted. After review of his body worn camera footage, Deputy [redacted] recalled he did not carry the suspect to the vehicle, only secured the loose end of the Hobble restraint device **(Deputy [redacted] IAB Transcript, pages 11, 15-16, 28)**.

Deputy [redacted] transported Suspect Pozos to East Los Angeles Doctor's Hospital for a medical evaluation at the direction of Deputies [redacted] and [redacted] Suspect Pozos was treated by Dr. Rajper. Deputy [redacted] told the doctor Suspect Pozos0 had been involved in a use of force. Deputy [redacted] stated Suspect Pozos did not complain of any pain but saw he had blood on his lower lip and redness to his face when the spit mask was removed **(Deputy [redacted] IAB Transcript, pages 5, 20-24, 31)**.

Deputy [redacted] initially believed a sergeant was present prior to Suspect Pozos being placed in a patrol vehicle. Deputy [redacted] reported his use of force to Sergeant Bernas after Suspect Pozos was placed into a patrol vehicle. After a review of his BWC

footage, he realized the person he thought was the sergeant present during the force was Deputy Abellano **(Deputy [redacted] IAB Transcript, pages 19, 21, 28)**.

EMPLOYEE WITNESSES

Witness Deputy Aaron Abellano

On May 24, 2022, IAB investigators Sergeant Cunningham and Sergeant Ivan Brenes #[redacted] interviewed Deputy Abellano. Deputy Abellano was represented by Attorney Thomas Yu.

On August 21, 2021, Deputy Abellano was assigned to ELA Station and was working routine patrol in Unit 27A. Deputy Abellano responded to emergent radio traffic of a deputy involved in a fight. Deputy Abellano responded to the location and saw several deputies detaining a suspect on the ground. Deputy Saavedra and Deputy [redacted] appeared disheveled. Deputy [redacted] was injured and appeared dazed **(Witness Abellano's IAB Transcript, pages 5, 12)**.

Deputy Abellano heard Suspect Pozos was verbally upset but did not see his resist. Deputy Abellano notice the deputies placed their hands on Suspect Pozos, but he appeared under control and it did not appear to him they used force **(Witness Abellano's IAB Transcript, pages 14-15)**.

Deputy Abellano told the deputies to roll Suspect Pozos into a recovery position if he was no longer fighting. Deputy Abellano was told by one of the deputies they were waiting to apply a spit mask on Suspect Pozos first. Deputy Abellano stated the spit mask was applied and the suspect was rolled into the recovery position to prevent Suspect Pozos from suffocating on the ground **(Witness Abellano's IAB Transcript, pages 5,8-9, 11)**.

Deputy Abellano stated his attention was on the house and the people who exited the location. Although deputies talked to the family, the family was close enough to the deputies as they were still dealing with Suspect Pozos **(Witness Abellano's IAB Transcript, pages 5, 9, 12-13)**.

Deputy Abellano wrote a supplemental report on August 28, 2021, after Sergeant Bernas directed him to complete the supplemental to clear up any confusion on who instructed the deputies to roll Suspect Pozos on his side **(Witness Abellano's IAB Transcript, pages 2, 8)**.

Witness Deputy Diego Barragan

On May 24, 2022, IAB Sergeant Jason Cunningham and Sergent Ivan Brenes, #[redacted] interviewed Deputy Barragan, who was represented by Attorney Chris Kucharski.

On August 21, 2021, Deputy Barragan was assigned to ELA Station to a Special Problems Team, with Deputy [redacted] in Unit [redacted] They responded to radio traffic of a deputy involved in a fight. When they arrived, Deputy Barragan saw several deputies attempted to handcuff or control the suspect. Deputy Barragan stated Suspect Pozos was uncooperative, but he could not tell if he resisted. Deputy Barragan saw a spit mask placed over Suspect Pozos' head **(Witness Barragan's IAB Transcript, pages 4-6, 10)**.

Deputy Barragan stood on the sidewalk and provided security because the family was nearby and appeared upset. Deputy Barragan stated Suspect Pozos' [redacted] was agitated and stated he got elbowed during the incident. The [redacted] also stated something to Deputy Barragan that he didn't see his [redacted] try to disarm the deputies. Deputy Baragan stated Witness [redacted] seemed cooperative, and she told him she recorded the incident on her phone **(Witness Barragan's IAB Transcript, pages 9, 12-13)**.

Deputy Barragan stated Sergeant Bernas responded soon thereafter and he reported his involvement **(Witness Barragan's IAB Transcript, pages 8, 11)**.

Witness Deputy Manan Butt

On April 12, 2022, Deputy Manan Butt was interviewed by IAB investigators Sergeant Jason Cunningham and Sergeant Dennis Pogodayev. He was represented by Attorney Matthew Gelfond.

On August 21, 2021, Deputy Butt was assigned to ELA Station and was on a Special Problems Team, working as 20E1. Deputy Butt responded with lights and siren to [redacted] Simmons Avenue due to emergent radio traffic of a deputy involved in a fight. When he arrived, he saw six to seven deputies around the suspect on the ground in front of the residence. Deputy Butt heard the suspect's family was upset and yelled at the deputies. **(Witness Butt's IAB Transcript, pages 6-7, 10, 16)**.

Deputy Butt saw Deputy [redacted] uniform was "disheveled", he appeared "altered," and had a blank stare. Deputy Butt went over to assist Deputy [redacted] and he told Deputy Butt he had "blacked out." Deputy Butt was concerned Deputy [redacted] had some sort of head trauma. Deputy Butt also saw Deputy [redacted] had a laceration to his cheek or facial area. Deputy Butt had Deputy [redacted] sit on the curb and he assessed him for other injuries. Deputy Butt heard fire department personnel was enroute to the scene over the radio. Deputy Saavedra approached and stayed with Deputy [redacted]. Deputy Butt did not notice any injury to Deputy Saavedra. Deputy Butt was told by Deputy [redacted] his gun went missing during the struggle and was located **(Witness Butt's IAB Transcript, pages 5, 7-9)**.

Deputy Butt approached the area where several deputies held down Suspect Pozos who was handcuffed. Suspect Pozos had not been Hobbled nor had a spit mask applied to him. Deputy Butt saw Deputy [redacted] started to apply the Hobble restraint

device but walked away to get a patrol vehicle to secure Suspect Pozos **(Witness Butt's IAB Transcript, pages 10-11)**.

Deputy Butt did not recall seeing the application of the spit mask but saw Suspect Pozoz tried to remove it by using the sidewalk to lift it from his nose and mouth. Deputy Butt repositioned the spit mask over his mouth. Deputy Butt did not use any force to reposition the spit mask **(Witness Butt's IAB Transcript, pages 11-12)**.

Deputy Butt stated Suspect Pozos was lifted and carried to a patrol vehicle. Deputy Butt went to the other side of the vehicle and pulled Suspect Pozos feet first into the backseat. Deputy Butt recalled Suspect Pozos yelled while being carried but did not recall it being difficult to place him into the vehicle. Suspect Pozos did not resist being pulled into the seat by Deputy Butt. The end of the Hobble restraint device was secured with the door of the patrol vehicle.

Deputy Butt stated he saw the sergeant after Suspect Pozos was placed in the patrol vehicle. Deputy Butt heard Suspect Pozos yelled but could not characterize his actions, because he was already handcuffed prior to arriving **(Witness Butt's IAB Transcript, pages 12, 15, 18)**.
Deputy Butt stated he did not use force. Deputy Butt witnessed the initial application of the Hobble restraint device but could not tell if Suspect Pozos kicked nor felt he was resistive.

Deputy Butt reported he witnessed the application of the Hobble restraint deice to Sergeant Bernas. Afterward, Witness Butt transported Deputy Saavedra to the hospital. Depouty Butt completed a supplemental report after reviewing his body worn camera footage **(Witness Butt's IAB Transcript, pages 14-15)**.

Witness Deputy Lawrence Cervantes

On June 3, 2022, IAB Investigator Sergeant Cunningham interviewed Deputy Cervantes at Lakewood Station.

On August 21, 2021, Deputy Cervantes was assigned to ELA Station and was working routine patrol in the city of Commerce, as Unit 27/P.

Deputy Cervantes responded to emergent radio traffic of a deputy in a fight. When he arrived, he saw numerous deputies already on-scene. Deputy Cervantes saw a suspect on the ground and several unknown deputies around the suspect keeping him from moving. Deputy Cervantes stated it was not apparent the deputies used force on Suspect Pozos **(Witness Cervantes' IAB Transcript, pages 7, 9, 12)**.

Deputy Cervantes noticed several family members appeared upset and one or two deputies talked to the family. Deputy Cervantes went toward the family who were in their yard and provided security for the deputies who were with Suspect Pozos **(Witness Cervantes' IAB Transcript, pages 4-5 7-8)**.

After Suspect Pozos was removed from the scene, Deputy Cervantes recovered Suspect Pozos' property from the ground. Deputy Cervantes checked several nearby residences for surveillance cameras. Deputy Cervantes located a surveillance camera on the house directly [redacted] of the location of the use of force, [redacted] Deputy Cervantes contacted the resident who was unaware of the deputies' presence outside. The resident was familiar with Suspect Pozos but had no interaction that day. Deputy Cervantes saw the surveillance camera view of the area and saw it did not appear to capture the area of the use of force. Deputy Cervantes provided his county cell phone number to the resident and asked if he could review the video footage for anything which might show the deputies interaction with Suspect Pozos. Deputy Cervantes relayed the information to another deputy outside who completed the incident report. Deputy Cervantes did not complete a supplemental report **(Witness Cervantes' IAB Transcript, pages 5, 10-13)**.

Witness Deputy Israel Herrera

On May 27, 2022, IAB Sergeant Jason Cunningham and Sergeant Dennis Pogodayev interviewed Deputy Herrera. Witness Herrera was represented by Attorney Chris Kucharski.

Deputy Herrera was assigned to ELA Station and was working patrol in a one-person unit, Unit 28T/P. Deputy Herrera heard "10-33" radio traffic of a deputy saying, "I'm in a fight." Deputy Herrera heard the street location and responded to Simmons Avenue and Ferguson Drive using the GPS on his Mobile Digital Computer. Deputy Herrera arrived and contacted Deputy Saavedra who appeared winded and disheveled. Deputy Herrera noticed it appeared Deputy Saavedra was missing items from his gun belt. Deputy Saavedra told him to activate his camera and record the detention so no "allegations come out of it." Deputy Herrerra heard a deputy's gun had been taken or fell out of the holster **(Witness Herrera's IAB Transcript, pages 4-8)**.

Deputy Herrera positioned himself where several deputies detained Suspect Pozos while handcuffed and leaned his upper body over so the camera could capture the detention. The deputies had their back toward Deputy Herrera. Deputy Herrera heard a lot of commotion and heard the suspect's family argue and Suspect Pozos was screaming. Deputy Herrera asked someone for a flashlight to see because it was dark. Deputy Herrera heard someone ask for a Hobble restraint device and for a spit mask. Deputy Herrera saw the spit mask applied but did not recall if Suspect Pozos walked or was carried to the patrol vehicle **(Witness Herrera's IAB Transcript, pages 5, 10-11, 14)**.

Deputy Herrera stated Sergeant Bernas and another outside overtime sergeant arrived. Deputy Herrera told Sergeant Bernas he did not witness the use of force. Deputy Herrera stayed at the scene for a short period to provide scene security but left to handle other calls for service after the deputies and Suspect Pozos was transported. Deputy Herrera wrote a supplemental report after reviewing BWC footage **(Witness Herrera's IAB Transcript, pages 13-14)**.

Witness Deputy Israel Martinez

On May 26, 2022, IAB Sergeant Jason Cunningham and Sergeant Blanca Creta, interviewed Deputy Israel Martinez. Deputy Israel Martinez was represented by Attorney Chris Kucharski.

On August 21, 2021, Deputy Israel Martinez was assigned to ELA Station, and he was working patrol in Unit 27 by himself.

Deputy Israel Martinez responded with lights and siren to a deputy involved fight. When he arrived, Deputy Saavedra directed him to recover his and Deputy [redacted] Body Worn Cameras, which were located in front of the residence on the sidewalk. Deputy Israel Martinez stated both deputies appeared "shook up" and not themselves. He also saw approximately ten deputies on scene, and some dealt with family members who cursed at the deputies. There was also an ambulance at the scene **(Witness Israel Martinez' IAB Transcript, pages 6-8, 12-13)**.

Deputy Israel Martinez did not pay attention to the deputies that detained the suspect because his attention was on the family at the location. Deputy Israel Martinez did not notice Suspect Pozos or if any force was used. Deputy Israel Martinez heard yelling or some commotion. Deputy Israel Martinez did not see Suspect Pozos Hobbled or a spit mask being applied. Deputy Israel Martinez was only aware there was a force incident at the location due to the radio traffic he heard before arrival **(Witness Israel Martinez' IAB Transcript, pages 11-12, 19, 23, 26)**.

Deputy Israel Martinez stated Sergeant Bernas arrived later and told him to pick up the cameras. Deputy Israel Martinez retrieved the cameras and gave them to Deputies Saavedra and [redacted] Deputy Israel Martinez also retrieved one of their flashlights. Deputy Israel Martinez believed Deputy Josue Perez took pictures of the scene and of Deputy Saavedra **(Witness Israel Martinez' IAB Transcript, pages 2, 5-6, 13, 26)**.

Deputy Israel Martinez did not recall reviewing Body Worn Camera footage prior to completing a supplemental report the following day. IAB Investigators reviewed his BWC footage with him. Afterwards, Witness Israel Martinez commented on his "Code-3" driving. Deputy Israel Martinez stated he used his cell phone's Waze app to find the best way to get to the location **(Witness Israel Martinez' IAB Transcript, pages 25-26)**.

Deputy Israel Martinez recalled he stood over the deputies who controlled Suspect Pozos, who yelled profanities. Deputies placed a Hobble restraint device on Suspect Pozos but he did not see Suspect Pozos struggle or resist. Deputy Israel Martinez stated the Hobble was placed on Suspect Pozos as a safety measure. The deputies placed Suspect Pozos in a patrol vehicle. Deputy Israel Martinez did not witness force. Deputy Israel Martinez stated it appeared to him Suspect Pozos just laid on the ground, being cooperative but yelled profanities. Suspect Pozos could have been carried to a

vehicle for safety measures and it may have not been forced **(Witness Israel Martinez' IAB Transcript, pages 26-28)**.

Witness Sergeant Joesph Bernas

On June 6, 2022, IAB investigators Sergeant Cunningham and Sergeant Dwayne Javier, #[redacted] interviewed Witness Joseph Bernas.

On August 21, 2022, Sergeant Bernas was assigned to ELA Station as the Special Problems Team Sergeant, Unit 22S. Sergeant Bernas responded to the use of force and took over the investigation from the early morning shift field sergeant, Sergeant Oscar Martinez, who worked overtime from another assignment.

> **IAB Note:** **Sergeant Bernas recalled working as a second field sergeant, 21S/E, however, SMS records indicated he worked the early morning shift hours the night before, for August 21, 2022 (Witness Bernas' IAB Transcript, pages 2-4).**

Sergeant Bernas was at the ELA station conducting duties associated with his regular assignment when he heard emergent radio traffic of a fight on Simmons Avenue. Sergeant Bernas checked the scheduled In-Service and noticed there was a sergeant from a different unit of assignment working. Sergeant Bernas did not want the sergeant tasked with the use of force investigation. Sergeant Bernas responded to the scene and arrived approximately 15 minutes later. Sergeant Bernas recalled 20S/E, was at the scene prior to his arrival **(Witness Bernas' IAB Transcript, pages 3-4 8)**.

Sergeant Bernas arrived at the residential street and assessed the "Chaotic scene." There were approximately eight to ten deputies at the scene and the suspect was in the back of patrol vehicle. Sergeant Bernas stated family members yelled at the deputies, one deputy was sitting on the ground, and he saw Deputy Butt assess Deputy [redacted] Sergeant Bernas saw deputy equipment on the grass where he was told the incident occurred, outside the fence line of the property, on the sidewalk. Sergeant Bernas was told that during the fight, Suspect Pozos had taken Deputy [redacted] gun. Sergeant Bernas told Deputy Galvez to ensure photos of the scene were taken for the incident report **(Witness Bernas' IAB Transcript, pages 5, 8, 20-22)**.

Sergeant Bernas checked on the condition of the deputies and noticed Deputy [redacted] had been immediately treated by fire department personnel and was taken to the hospital by ambulance. Sergeant Bernas stated Deputy Saavedra did not appear to be himself and he ensured Deputy Saavedra that he would be treated at a hospital for evaluation **(Witness Bernas' IAB Transcript, page 7)**.

The suspect's [redacted] Witness [redacted], [redacted] Witness [redacted] and [redacted] Witness [redacted] were the only witnesses identified. They were interviewed with the assistance of Sergeant Oscar Martinez for translation **[EXHIBIT B, Filed Interviews by Witness Bernas]**. Witness [redacted] told Sergeant Bernas he had been accidently elbowed once by deputies while he tried to pull the deputies off his

son. Sergeant Bernas offered Witness [redacted] medical attention; however, he refused. Witness [redacted] recorded the incident with her cell phone. **(Witness Bernas' IAB Transcript, pages 9, 17, 21)**.

Sergeant Bernas was told Suspect Pozos was cooperative, then resistive and assaultive with Deputies [redacted] and Saavedra. Deputies [redacted] and Saavedra used personal weapons, a takedown, and control holds on Suspect Pozos until responding deputies arrived. Sergeant Bernas stated Deputies [redacted], [redacted], [redacted], [redacted], [redacted], [redacted], used control holds to overcome Suspect Pozos' resistance to be handcuffed and to Hobble Suspect Pozos. Sergeant Bernas stated Deputy [redacted] was adamant he did not use force while at the scene **(Witness Bernas' IAB Transcript, pages 9, 11-15, 22)**.

Sergeant Bernas reviewed and approved the written reports by Deputies [redacted] Saavedra, [redacted], [redacted], [redacted], [redacted], [redacted], [redacted], and [redacted]. Sergeant Bernas stated the reports were consistent to what he was verbally told, and they identified the threat the subject posed, the situational exigency, the legal justification for detaining the subject, the need to engage the subject, the attempts to deescalate, the subject's actions, and the force they used and witnessed. Sergeant Bernas felt the force used was reasonable and necessary **(Witness Bernas' IAB Transcript, pages 11, 23-25)**.

Sergeant Bernas debriefed the incident with Deputies [redacted] and Saavedra at the hospital and the other deputies involved while at the scene. Sergeant Bernas discussed the tactics and options used in the use of force and de-escalation techniques. Sergeant Bernas also talked about Deputy [redacted] weapon retention and improving on communication during the incident. Sergeant Bernas did not identify any serious concerns regarding the incident. Sergeant Bernas felt the deputies did an excellent job under the circumstances **(Witness Bernas' IAB Transcript, pages 24-26)**.

Sergeant Bernas was questioned as to allegations made by Witness [redacted] that a firearm was pointed at him or pushed into his chest. Sergeant Bernas stated he was not told that allegation during his interview with Witness [redacted]. Sergeant Bernas was told by Witness [redacted] that Deputy Carbajal unholstered his firearm and pointed it at the suspect. Witness [redacted] could not tell Sergeant Bernas if the deputy re-holstered the firearm or not **(Witness Bernas' IAB Transcript, page 20).**

Sergeant Bernas initially handled the investigation as a Category -2 use of force. Sergeant Bernas notified the on-call IAB Lieutenant and submitted the mandatory notification form for the facial injury. When it was learned Suspect Pozos sustained a fracture to the eye area, the case was submitted to IAB and a force roll out team responded **(Witness Bernas' IAB Transcript, page 12)**.

Witness Sergeant Oscar Martinez

On May 25, 2022, IAB Sergeant Cunningham interviewed Sergeant Oscar Martinez. On August 21, 2021, Sergeant Oscar Martinez was assigned to the Sheriff's Information Bureau and was working overtime as a patrol sergeant at ELA Station.

Sergeant Martinez was working early morning shift, [redacted] as 20S/E and was the sole patrol field sergeant.

Sergeant Martinez stated he had just relieved the outgoing PM shift field sergeant when he heard the "10-33" radio traffic of a deputy in a fight. Sergeant Martinez responded from the station with lights and siren, but he was unfamiliar with the area. Sergeant Martinez stated he arrived approximately 10 to 15 minutes after hearing the radio traffic **(Witness Oscar Martinez' IAB Transcript, pages 2-4)**.

When he arrived, he saw Sergeant Bernas was present, asking questions and assessing the scene. Sergeant Martinez made sure the deputies were okay and determined if the suspect was apprehended or outstanding. Sergeant Bernas offered to take over the responsibility of handling the force incident from Sergeant Martinez and asked him to translate Spanish to English for him during interviews with the suspect's [redacted] and [redacted] who witnessed the incident **(Witness Oscar Martinez' IAB Transcript, page 5)**.

IAB Note: **Sergeant Bernas and Sergeant Martinez state the other sergeant was present before their arrival. Neither sergeant indicated their arrival time on their MDC log. Sergeant Martinez was heard broadcasting his arrival over radio transmissions at 2044 hours [Exhibit H, Radio Transmission Audio].**

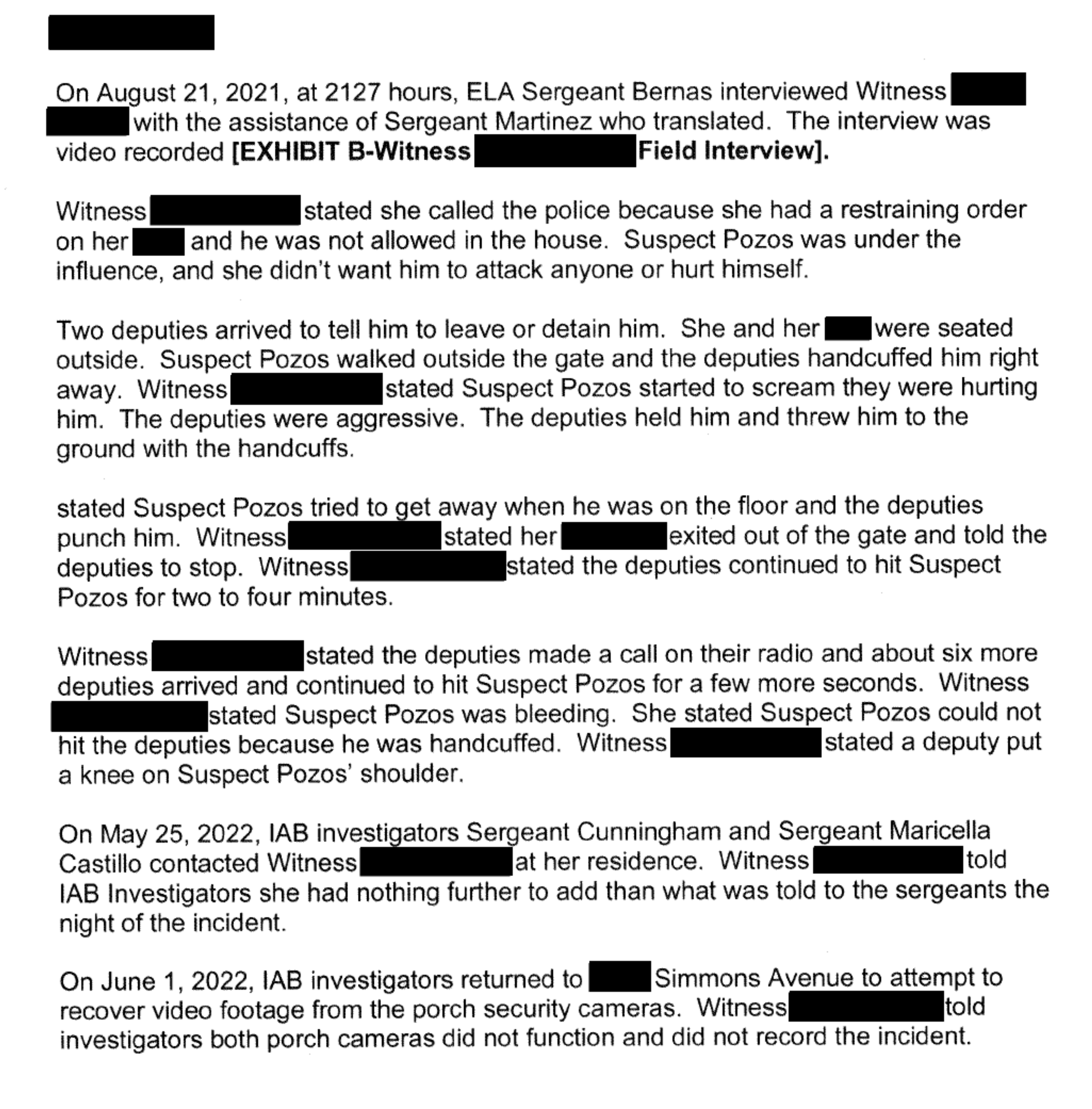
Sergeant Martinez stated the [redacted] Witness [redacted], told them there was a restraining order against her [redacted] and he was not welcome there. She told Sergeant Martinez, she didn't want him there but didn't want deputies to beating him up **(Witness Oscar Martinez' IAB Transcript, page 6)**.

Sergeant Martinez stated the suspect's [redacted] Witness [redacted], was agitated and said the deputies abused her [redacted] and the deputies had punched her [redacted] **(Witness Oscar Martinez' IAB Transcript, pages 6-7)**.

The suspect's [redacted] Witness [redacted] was calm and respectful but stated the deputies beat his [redacted] Witness [redacted] walked toward the deputies and one of the deputies punched or elbowed him in the mouth. Sergeant Martinez stated the [redacted] explained as the deputy punched his [redacted] the deputies elbow moved back and hit him. Witness [redacted] stated it was not on purpose. Sergeant Martinez offered medical attention to Witness [redacted] but he declined **(Witness Oscar Martinez' IAB Transcript, pages 5-7)**.

Sergeant Martinez stated there were no other witnesses identified. Afterwards, Sergeant Martinez notified the Watch Commander of the incident. Sergeant Martinez did not complete a supplemental report **(Witness Oscar Martinez' IAB Transcript, pages 2, 9)**.

CIVILIAN WITNESSES



[redacted]

On August 21, 2021, at 2127 hours, ELA Sergeant Bernas interviewed Witness [redacted] with the assistance of Sergeant Martinez who translated. The interview was video recorded **[EXHIBIT B-Witness [redacted] Field Interview].**

Witness [redacted] stated she called the police because she had a restraining order on her [redacted] and he was not allowed in the house. Suspect Pozos was under the influence, and she didn't want him to attack anyone or hurt himself.

Two deputies arrived to tell him to leave or detain him. She and her [redacted] were seated outside. Suspect Pozos walked outside the gate and the deputies handcuffed him right away. Witness [redacted] stated Suspect Pozos started to scream they were hurting him. The deputies were aggressive. The deputies held him and threw him to the ground with the handcuffs.

stated Suspect Pozos tried to get away when he was on the floor and the deputies punch him. Witness [redacted] stated her [redacted] exited out of the gate and told the deputies to stop. Witness [redacted] stated the deputies continued to hit Suspect Pozos for two to four minutes.

Witness [redacted] stated the deputies made a call on their radio and about six more deputies arrived and continued to hit Suspect Pozos for a few more seconds. Witness [redacted] stated Suspect Pozos was bleeding. She stated Suspect Pozos could not hit the deputies because he was handcuffed. Witness [redacted] stated a deputy put a knee on Suspect Pozos' shoulder.

On May 25, 2022, IAB investigators Sergeant Cunningham and Sergeant Maricella Castillo contacted Witness [redacted] at her residence. Witness [redacted] told IAB Investigators she had nothing further to add than what was told to the sergeants the night of the incident.

On June 1, 2022, IAB investigators returned to [redacted] Simmons Avenue to attempt to recover video footage from the porch security cameras. Witness [redacted] told investigators both porch cameras did not function and did not record the incident.

[redacted]

On August 21, 2021, at 2058 hours, Witness [redacted] was interviewed by Sergeants Bernas and Martinez, who translated Spanish. The interview was video recorded **[EXHIBIT B- Witness [redacted] Field Interview].** Witness [redacted] told them his [redacted], Suspect Pozos, was not supposed to be at the house, and was under the influence. They sat with Suspect Pozos outside waiting for the police to show to ask him to leave.

The deputies responded and Suspect Pozos walked out to them. One deputy grabbed his arm and twisted it. Suspect Pozos was in pain and asked them, "Why are you arresting me?" The other deputy took his gun out and dropped it on the floor. The deputy then grabbed Suspect Pozos and started to punch him.

The deputies put him on the ground, and one put his knee on his [redacted] neck. One deputy was held Suspect Pozos' arm and the other punched him. The deputies got on top of him and punched Suspect Pozos in the face while his hands were behind himself. Witness [redacted] did not know if Suspect Pozos was handcuffed, or they just had his arm. Approximately five to eight other deputies arrived, grabbed Suspect Pozos, and took him away. When back-up deputies arrived, the deputies acted like victims. Witness [redacted] stated Suspect Pozos never hit the deputies, because he had his hand behind his back.

Witness [redacted] stated he tried to get in the middle to tell the deputies not to hit Suspect Pozos. The shorter deputy hit him in the face and told him to go away. Witness [redacted] stated he was elbowed once in the face. He explained he was within arm's reach of the deputies, less than a foot away. Witness [redacted] stated he was hit while the deputy punched Suspect Pozos. Witness [redacted] did not touch the deputy, he just wanted him to stop. Witness [redacted] stated it was possibly an accident. Sergeant Bernas asked about any injuries and offered him medical attention. Witness [redacted] denied any injury and refused medical attention.

On May 25, 2022, IAB investigators Segreant Cunningham and Sergeant Castillo, interviewed Witness [redacted] at [redacted]. Witness [redacted] stated he called the police so they could tell his [redacted] who was under the influence, to leave. The deputies arrived and asked him to leave. As he was leaving one of the deputies twisted his hand which hurting him. Witness [redacted] stated one of the deputies hit Suspect Pozos in the ribs **(Witness [redacted] IAB Transcript, pages 2-3)**.

Witness [redacted] walked out of his yard when one of the deputies "attacked (his [redacted]) by the throat with his arm twisted" **(Witness [redacted] IAB Transcript, page 3)**. Witness [redacted] asked the deputies why they hit Suspect Pozos and told them to leave him alone. When the other deputy began to hit Suspect Pozos in the stomach, Witness [redacted] returned to his yard. Witness [redacted]

[redacted] stated he never touched the police officer, nor approached him. All he told the deputy was, "don't hit him." Witness [redacted] stated the closest he got toward the deputies was two feet away when he told them not to hit him. The police officer told him to get back **(Witness [redacted] IAB Transcript, pages 3-4, 11)**.

During the struggle, the deputy turned around, pointed his firearm at Witness [redacted] told him to get back, and dropped the firearm **(Witness [redacted] IAB Transcript, pages 5-6)**. Witness [redacted] felt a blow to his chest and the deputy struck him in the chest with the gun. Witness [redacted] also stated he was elbowed by a deputy. Witness [redacted] was asked if he told the field sergeant he got hit by the deputy's arm or firearm. He responded that he just told the sergeant he got hit and stated he was not offered medical attention. Witness [redacted] said there was a small mark on his chest, but he did not photograph it **(Witness [redacted] IAB Transcript, pages 11-14)**.

> **IAB Note:** **IAB investigators reviewed the field interview of Witness [redacted] [EXHIBIT B] and he never indicated he was struck with a firearm. He stated the deputy removed his firearm from his holster and dropped it.**

Witness [redacted] stated a part of the interaction was recorded on the security cameras but automatically erased because it was over a year prior. Witness [redacted] stated one porch security camera captured the incident but did not record anything. The other camera's view was away from the incident. Witness [redacted] stated he sent the video to court. The video footage started when the deputies hit his son **(Witness [redacted] IAB Transcript, pages 6-7, 13, 15)**.

> **IAB Note:** **IAB investigator responded to [redacted] Simmons Avenue on August 24, 2021 and spoke to Witness [redacted] and Witness [redacted]. Both stated they would not speak to me or provide any video until they spoke to an attorney. The investigator left his contact information and requested a copy of the video.**

Witness [redacted] stated the police officers were not satisfied, they acted like the victim, and one got in an ambulance **(Witness [redacted] IAB Transcript, page 8)**.

Witness [redacted]

On August 21, 2021, at 2133 hours, ELA Sergeant Bernas interviewed Witness [redacted] at her residence. The interview was video recorded **[Exhibit B- Witness [redacted] Field Interview]**.

Witness [redacted] stated the situation with her [redacted] has been an ongoing problem for the last five to six years. Witness [redacted] stated Suspect Pozos had a history of alcohol and drug abuse. Witness [redacted] felt the incident should have been a routine call where the deputies picked up Suspect Pozos and had him taken away because of the restraining order. Witness [redacted] saw when the deputies arrived from her bedroom window. She immediately walked outside and began to record with her cell phone **[EXHIBIT G].**

Witness [redacted] stated the deputies had Suspect Pozos turn around and placed his hands behind his back. Suspect Pozos slightly resisted arrest by moving his shoulders around. The deputies tried to handcuff Suspect Pozos. Witness [redacted] stated there was a struggle and Suspect Pozos was pushed to the ground. The deputies were on top of Suspect Pozos and tried to handcuff him. Witness [redacted] saw the deputies had their knees on him and punched Suspect Pozos in the face, ribcage, and stomach. The deputies were then able to handcuff him. The deputies and Suspect Pozos cursed at each other. Witness [redacted] saw her [redacted] was about five feet away and they told him to get back inside the house.

The deputies called for backup and other deputies arrived in less than a minute. Witness [redacted] stated there were lots of cops that arrived and approximately five to six got on top of Suspect Pozos. Her [redacted] was handcuffed, and they tried to get him to stand up. She did not see what occurred after because she focused on video recording with her phone.

On May 18, 2022, IAB Sergeant Cunningham contacted Witness [redacted] at her residence. She stated she had no further comment to make regarding the incident.

SUSPECT STATEMENTS

Watch Commander Interview Conducted by [redacted]

On August 21, 2021, at 2347 hours, Suspect Pozos was interviewed by the ELA Watch Commander, [redacted] #[redacted] and Sergeant Bernas at the ELA jail regarding the use of force. Suspect Pozos told him he was arrested by deputies. Suspect Pozos stated his parents told the deputies to just let him walk away. Suspect Pozos described the deputies twisted his arms and handcuffed him when he walked out. Suspect Pozos stated one of the deputies slammed his head on the ground. Suspect Pozos stated he resisted because he didn't want to be arrested. Suspect Pozos admitted he hit the deputies but did not describe how he hit them.

Suspect Pozos complained of pain to the back of both wrists and legs, his right shoulder and the left side of his face. Suspect Pozos had an abrasion on the right side of his face. Suspect Pozos stated he heard water rushing in his head. Suspect Pozos was treated at a hospital but they just "just cleaned him up." Suspect Pozos denied drug or alcohol use and denied any mental illness. This interview was videotaped **[EXHIBIT B-Watch Commander Interview Video]**.

IAB Investigator Interview with Suspect Pozos

On August 24, 2021, at 1922 hours, IAB Sergeants Cunningham and Pogodayev video interviewed Suspect Pozos at ELA station Jail.

Suspect Pozos stated he was at his [redacted] house for her birthday and admitted there was a restraining order on him for the location. Suspect Pozos stated the deputies arrived and said they were going to let him walk out. As Suspect Pozos walked out, one of the deputies told him, "Where are you are going motherfucker?" Suspect Pozos said the deputies started to twist his arms and one of the deputies punched him in the stomach and knocked the air out of him. Suspect Pozos stated he started to defend himself by "throwing punches." Suspect Pozos stated there were two deputies he fought with, then approximately four to five deputies punched him while he was on the ground. Suspect Pozos stated one of the deputies slammed his head on the ground. Suspect Pozos was handcuffed, and his legs were tied up. Suspect Pozos was carried to a patrol vehicle and thrown into the back seat of the car, which caused him to hit his head.

Suspect Pozos denied drug or alcohol use and denied mental illness. He described his complaints of pain and stated he was taken to the doctor's office where they told him he had a broken bone. The interview was videotaped **[EXHIBIT F-IAB Rollout Suspect Interview].**